

“

**I cannot be
forced to get
tested for HIV
for getting a job.**

”



I respect #HIVAIDSAct

Sub-section (I) of section 3: No person shall discriminate against the protected person on any ground including HIV testing as a pre-requisite for obtaining employment, or accessing healthcare services or education or, for the continuation of the same or, for accessing or using any other service or facility.

For further information kindly refer to <http://naco.gov.in/hivaids-act-2017>

THE HIV AND AIDS
(PREVENTION & CONTROL)
ACT, 2017

“I can now access
goods, accommodation,
services and all the
other facilities without
any discrimination.”



I respect #HIVAIDSAct

Sub-section (e) of section (3): No person shall discriminate against the protected person on any ground including the denial or discontinuation of, or unfair treatment with regard to, access to, or provision or enjoyment or use of any goods, accommodation, service, facility, benefit, privilege or opportunity dedicated to the use of the general public etc.

For further information kindly refer to <http://naco.gov.in/hivaids-act-2017>

“ I have an equal
right to reside,
purchase, rent or
occupy property
irrespective of my
HIV status.”



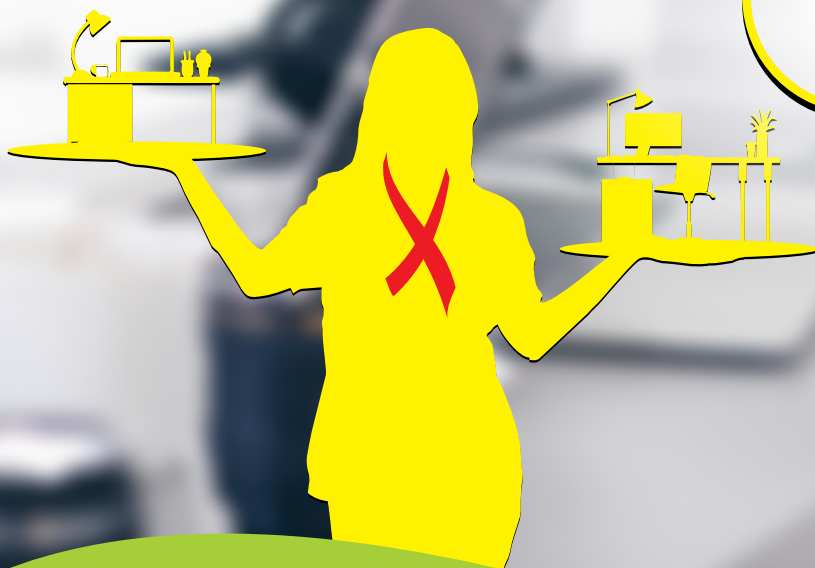
I respect #HIVAIDSAct

Sub-section (g) of section (3): No person shall discriminate against the protected person on any ground including denial or discontinuation of, or, unfair treatment with regard to, the right to reside, purchase, rent, or otherwise occupy, any property.

For further information kindly refer to <http://naco.gov.in/hivaids-act-2017>

THE HIV AND AIDS
(PREVENTION & CONTROL)
ACT, 2017

“
**I can now hold
public and
private offices
without any
discrimination.**
”



I respect #HIVAIDSAct

Sub-section (h) of section (3): No person shall discriminate against the protected person on any ground including the denial or discontinuation of, or, unfair treatment in, the opportunity to stand for, or, hold public or private office.

For further information kindly refer to <http://naco.gov.in/hivaids-act-2017>

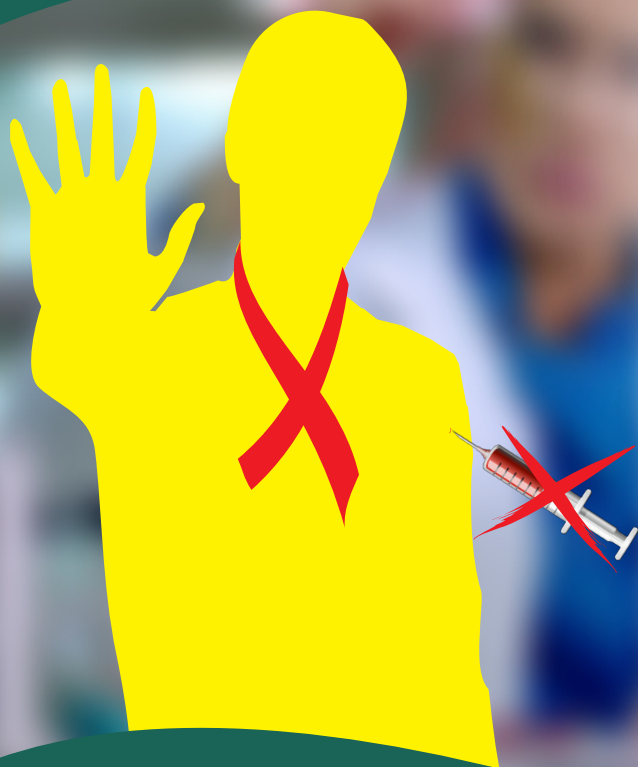
**The HIV and AIDS
Act, 2017 ensures
a safe working
environment at
establishments.**



I respect #HIVAIDSAct

Section 19: Every establishment, engaged in the healthcare services and every such other establishment where there is a significant risk of occupational exposure to HIV, shall, for the purpose of ensuring safe working environment provide, in accordance with the guidelines,—Universal Precautions, training for the use of such Universal Precautions and Post Exposure Prophylaxis.

For further information kindly refer to <http://naco.gov.in/hivaids-act-2017>



“
Now, I cannot
be tested for
HIV without
my informed
consent.”

I respect #HIVAIDSAct

Section 5. (1): No HIV test shall be undertaken or performed upon any person; or no protected person shall be subject to medical treatment, medical interventions or research, except with the informed consent of such person or his representative. Though there are certain conditions under which informed consent is not required.

For further information kindly refer to <http://naco.gov.in/hivaids-act-2017>

“Do you know, my elder sibling who is aged between 12 – 18 years can now be my guardian for admission to educational establishments, care and protection, treatment, operating bank accounts and managing property.”



I respect #HIVAIDSAct

Section 32: Notwithstanding anything contained in any law for the time being in force, a person below the age of 18 but not below 12 years, who has sufficient maturity of understanding and who is managing the affairs of his family affected by HIV and AIDS, shall be competent to act as guardian of other sibling below the age of 18 years.

For further information kindly refer to <http://naco.gov.in/hivaids-act-2017>



“

**Now, my identity
will be confidential
while I fight my
case in the court
of law.**

”

I respect #HIVAIDSAct

Section 34: In any legal proceeding in which a protected person is a party or applicant, the court, on an application by such person or any other person on his behalf may pass orders like: the proceeding be conducted by suppressing the identity of the applicant by substituting the name with a pseudonym, proceeding to be conducted in camera etc.

For further information kindly refer to <http://naco.gov.in/hivaids-act-2017>



“
**Be cautious!
you can now be
penalised for
promoting hatred or
physical violence
against me.**
”

I respect #HIVAIDSAct

Section 37: Notwithstanding any action that may be taken under any other law for the time being in force, whoever contravenes the provisions of section 4 shall be punished with imprisonment for a term which shall not be less than three months but which may extend to two years and with fine which may extend to one lakh rupees, or with both.
For further information kindly refer to <http://naco.gov.in/hivaids-act-2017>

“

**Now my grievance
can be redressed by a
Complaints Officer at
my establishment and
even hospitals.**

”



I respect #HIVAIDSAct

Section 20 and 21: Establishments consisting of one hundred or more persons and in case of healthcare establishments consisting of twenty or more persons; a Complaints Officer to be designated who shall dispose of complaints of violations of the provisions of this Act in the establishment.

For further information kindly refer to <http://naco.gov.in/hivaids-act-2017>

FILE COMPLAINT

**Now, I have an option
of filing complaints
against discrimination
to the Ombudsman at
my State also.**

I respect #HIVAIDSAct

Section 23 and 24: Every State Government shall appoint one or more Ombudsman, the Ombudsman shall, upon a complaint made by any person, inquire into the violations of the provisions of this Act, in relation to acts of discrimination mentioned in section 3 (Prohibition of Discrimination) and providing of healthcare services by any person

For further information kindly refer to <http://naco.gov.in/hivaids-act-2017>

“
**Now, I cannot
be compelled to
disclose my
HIV status.**
”



I respect #HIVAIDSAct

Section 8: Notwithstanding anything contained in any other law for the time being in force no person shall be compelled to disclose his HIV status.
Though there are certain conditions under which the status can be disclosed
For further information kindly refer to <http://naco.gov.in/hivaids-act-2017>