



No. 1/1/ 2021-Coord.

भारत सरकार

Government of India

राष्ट्रीय अनुसूचित जनजाति आयोग

National Commission for Scheduled Tribes

6<sup>th</sup> Floor, 'B' Wing, Lok Nayak Bhawan  
Khan Market, New Delhi – 110003

Dated:- 26.03.2021

To

1. Shri Harsh Chouhan, Hon'ble Chairperson.
2. Shri Ananta Nayak, Hon'ble Member

**Sub: Summary Record of discussions of 125<sup>th</sup> Meeting of the National Commission for Scheduled Tribes (NCST) held on 05.03.2021 at 1530 Hours.**

Sir,

I am directed to refer to the above subject and to say that 125<sup>th</sup> Meeting of the National Commission for Scheduled Tribes was held on 05.03.2021 at 1530 Hours in the Conference Room of NCST at Lok Nayak Bhawan, New Delhi. The Meeting was presided over by Shri Harsh Chouhan, Hon'ble Chairperson, National Commission for Scheduled Tribes. A copy of the Summary Record of discussions of Meeting is enclosed for information and record.

Yours faithfully,

(S. P. Meena)

Assistant Director

Ph. 011-24657272

Copy for necessary action, a copy of the Summary Record of discussions of 125<sup>th</sup> Meeting of NCST is enclosed. The action taken report in the matter may be intimated to Coordination Section by 09.04.2021

- (i) Director (RU-I)
- (ii) Deputy Secretary
- (iii) Under Secretary (Estt.)
- (iv) Assistant Director (Coord. & RU-II)
- (v) Assistant Director (Admin & RU-III)
- (vi) Assistant Director (OL)
- (vii) Research Officer (RU-IV)

Copy for information of the Summary Record of discussion of 125<sup>th</sup> Meeting of NCST:

1. PS to Hon'ble Chairperson, NCST
2. PS to Hon'ble Member, NCST
3. PSO to Secretary, NCST
4. PS to Joint Secretary, NCST
5. Secretary, MoTA, Shastri Bhawan, New Delhi
6. Director/Assistant Director/Research Officer in Regional Office of NCST at Bhopal/Bhubaneshwar/Jaipur/Raipur/Ranchi and Shillong.
7. NIC, NCST – for uploading on the NCST's website.



**National Commission for Scheduled Tribes**  
Minutes of the 125<sup>th</sup> Meeting held on 05.03.2021

<b>Agenda Item No. 125.01</b>	<b>Presentation of Annual Report for the year of 2018-19 to the Hon'ble President of India which was approved by the Commission in the 124<sup>th</sup> Meeting held on 27.02.2020.</b>
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(File No. 1/15/2020-Coord.)

The draft of the 14<sup>th</sup> Annual Report for the year 2018-19 of the NCST was considered and approved by the Commission in the 124<sup>th</sup> Meeting held on 27.02.2020. In the meeting, the Commission also authorised Secretary, NCST to take necessary action for correcting drafting errors and reformatting the report, where ever required.

Accordingly, the report was modified and got printed for presenting to the Hon'ble President of India but due to vacancy of Commission, the said report could not be presented to Hon'ble President of India. The new Commission has since been appointed by the Hon'ble President of India and the Hon'ble Chairperson and one Member have since assumed their charges on 25.02.2021.

Hence, in terms of clause 5(d) of Article 338A of the Constitution of India, the report for the year 2018-19 (14<sup>th</sup> Annual Report) of the NCST may now be presented to Hon'ble President of India. In terms of clause (6) of Article 338A, the Annual Report / any other report of the NCST requires to be laid before each House of Parliament alongwith a memorandum explaining the action taken or proposed to be taken on the recommendations relating to the Union and the reasons for the non-acceptance if any, of any of such recommendation by the Ministry of Tribal Affairs.

**[The matter was discussed / considered in the Meeting and agreed for presenting the Annual Report to Hon'ble President of India.]**

*Harsh Chouhan*

**हर्ष चौहान/HARSH CHOUHAN**  
अध्यक्ष/Chairperson  
राष्ट्रीय अनुसूचित जनजाति आयोग  
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**National Commission for Scheduled Tribes**  
Minutes of the 125<sup>th</sup> Meeting held on 05.03.2021

<b>Agenda Item No. 125.02</b>	<b>Preparation of Annual Report of the NCST for the year 2019-20.</b>
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(File No. 4/1/NCST/2020-Coord.)

A proforma / Questionnaire has been devised by the NCST for collecting the information / inputs from the all Units / Sections and Regional Offices of NCST for preparation of Annual Report of the NCST. In addition, the proforma has also been devised for collecting information from the University Grant Commission (UGC), Ministry of Heavy Industries and Public Enterprises (Department of Public Enterprises), Ministry of Finance (Department of Financial Services), Ministry of Home Affairs (National Crime Records Bureau), Ministry of Personnel Public Grievances and Pension (Department of Personnel & Training) for collecting the material / inputs on the various aspects of Scheduled Tribes for incorporating in the Annual Report of the NCST.

Accordingly, the input / material has been received from all Units / Sections and Regional Offices of the NCST for preparation of Annual Report for the year 2019-20. The Information has also been received from all Departments except DoPT. The DoPT will be reminded for furnishing the information / input.

After receiving the information from DoPT, this will be compiled in the NCST. For compilation of input / material inform of Annual Report, a Consultant will be engaged.

**[The matter was discussed in detail and it was decided that the Department of Personnel and Training may be asked to expedite the matter. The action may be initiated to engage Consultant for the purpose]**

*Harsh Chouhan*

**हर्ष चौहान/HARSH CHOUHAN**  
अध्यक्ष/Chairperson  
राष्ट्रीय अनुसूचित जनजाति आयोग  
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## National Commission for Scheduled Tribes

Minutes of the 125<sup>th</sup> Meeting held on 05.03.2021

<b>Agenda Item No.</b> <b>125.03</b>	<b>Proposal for introduction of National Anti-Doping Bill, 2021 in the Parliament.</b>
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(File No. Cabinet Note/01/MYAS/2021/RU-II)

Ministry of Tribal Affairs has forwarded a copy of their notes through email 11.02.2021 to the Commission enclosing herewith a copy of the Note for the Cabinet vide No. K-12020/5/2020-SP.V dated Nil of Ministry of Youth Affairs & Sports, Department of Sports on the above mentioned subject, for comments/information.

2. In this context, Ministry of Youth Affairs & Sports has stated that the Copenhagen declaration on Anti-Doping in Sport (Copenhagen Declaration) was agreed to, inter-alia by the Government of India, at the second World Conference on Doping in Sport held in Copenhagen, Denmark, in March 2003. This initiative was the first step taken by government towards the preparation of the UNESCO International Convention against Doping in Sport. India is a signatory to the international convention against doping in sports, also known as the "UNESCO" Convention" which was signed on 19<sup>th</sup> October, 2005.

3. Approval of the Cabinet is solicited for Draft National Anti Doping Bill, 2021 and introduction of the Bill to provide a statutory framework for the independent operation of a National Anti Doping Agency, carry out anti-doping activities in Sports, and comply with the provisions of the United Nations Educational, Scientific and Culture Organization Convention against doping in sports as per annexure-I (page 15) subject to such changes of drafting and consequential in nature as the Legislative Department deems necessary.

**[The matter was considered by the Commission and it supports the proposal. It was also suggested that awareness programmes for doping rules amongst the STs be organized.]**

*Harsh Chouhan*

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**National Commission for Scheduled Tribes**  
Minutes of the 125<sup>th</sup> Meeting held on 05.03.2021

<b>Agenda item No. 125.04</b>	<b>Draft Note for Cabinet- Relaxation in educational qualification for the post of Constable to recruit native tribal youth as Constables in CRPF, through recruitment rally from the interior areas of Bijapur, Dantewada and Sukma districts of Chhattisgarh State.</b>
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(File No. - NCST-16014(MHOM)/1/2021-RU-III)

The Ministry of Home Affairs vide O.M No. 45023/06/2020-PF.VI/750 dated 13.01.2021 has forwarded a copy of The Draft Note for The Cabinet regarding "Relaxation in educational qualification for the post of Constable to recruit native tribal youth as Constables in CRPF through recruitment rally from the interior areas of Bijapur, Dantewada and Sukma districts of Chhattisgarh State".

It has been proposed to recruit 400 native tribal youth belonging to 03 districts of South Chhattisgarh namely Bijapur, Dantewada and Sukma (backward areas) to enhance its operational capability, through recruitment rally against the vacancies of constable (General Duty) under the ST category quota with relaxed educational qualification from 10th to 8th pass as a special case for Chhattisgarh State. Selected tribal youth will be operationally fit and literate but may initially lack requisite educational qualification as per recruitment rules.

The Central Reserve Police Force (CRPF) is the main Central Armed Police force (CRPF) for maintenance of law and order duties, Counter Insurgency and Internal Security. It is mentioned that purpose of proposal is that CRPF during 2016-17 raised one Bastariya Battalion from ST candidates of 04 districts i.e. Bijapur, Dantewada Narayanpur and Sukma of Chhattisgarh State but they could not be recruited due to lack of educational qualification. After detailed analysis, it has been decided to initially recruit the local tribal youth based on their operational capabilities as well as requirement in the interiors of naxal affected area and to improve their administrative capabilities including educational competence through extensive training programme.

Excellent intelligence network will be generated from the Core areas besides inroads into local population owing to cultural & linguistic connects.

*Harsh Chouhan*

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CRPF commandos will be able to sustain operations in the core areas for longer duration with the help of the Adivasi Youth who can be customized to the local ecosystems.

It will keep the rural tribal youth away from the influence of naxals operation in the core areas of Baster region.  
Tribal Youth will be entered/recruited in Central Armed Police Forces and their activities as naxal will be prevented in future.

**[The Commission considered the draft Cabinet Note and supports the proposal.]**

*Harsh Chouhan*

**हर्ष चौहान/HARSH CHOUHAN**  
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## National Commission for Scheduled Tribes

Minutes of the 125<sup>th</sup> Meeting held on 05.03.2021

<b>Agenda Item No. 125.05</b>	<b>Draft Cabinet Note on USOF scheme for provision of Mobile services in uncovered Village of Aspirational Districts across five States of Andhra Pradesh, Chhattisgarh, Jharkhand, Maharashtra and Odisha – proposal from M/o communications, Deptt. of Telecommunication.</b>
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(File No: NCST-17011(MCIT)/1/2020-RU4)

The Ministry of Tribal Affairs vide e.mail dated 12.10.2020 has forwarded the Draft Cabinet Note of Ministry of Communication on Universal Service Obligation Fund (USOF) scheme for provision of Mobile services in uncovered villages of 46 Aspirational Districts across five States of Andhra Pradesh, Chhattisgarh, Jharkhand, Maharashtra and Odisha and requested to furnish comments of the NCST.

2. The Draft Cabinet Note is a proposal for providing 4G based mobile services in the 7,287 uncovered villages (4779 towers) of 46 Aspirational Districts across five States of Andhra Pradesh (1218 villages), Chhattisgarh (699 villages), Jharkhand (827 villages), Maharashtra (610 villages) and Odisha (3933 villages). The proposal entails an estimated expenditure of Rs. 6,466 Cr (CAPEX + OPEX for 5 years) excluding taxes. The project will be funded from the Universal Service Obligation Fund (USOF).

3. As per National Digital Communication Policy (NDCP) - 2018 digital infrastructure and services are increasingly emerging as key enablers and critical determinants of a country's growth and well-being. India needs to particularly ensure that its communications infrastructure supports the entire population, whose demographic profiles vary widely across various indices such as literacy, economic conditions and urbanization. Accordingly, an approval was given by Digital Communication Commission (DCC) in its meeting held on 11.05.2020 for providing 4G mobile coverage across these uncovered villages in the Aspirational Districts across five States of Andhra Pradesh, Chhattisgarh, Jharkhand, Maharashtra and Odisha to help in realizing the goal of Atmanirbhar Bharat. Further, the proposal will generate employment opportunity at local level for setting up of the mobile towers along with their operations and maintenance with marketing of Telecom services, sale and repair of mobiles etc.

[The matter was discussed in detail and the Commission supports the proposal. However, the Commission is of the view that the interest of the STs should be protected and while providing mobile towers in uncovered villages of Aspirational Districts across the five States of Andhra Pradesh, Chhattisgarh, Jharkhand, Maharashtra and Odisha, priority should be given to the ST persons.]

*Harsh Chouhan*

**हर्ष चौहान/HARSH CHOUHAN**

अध्यक्ष/Chairperson

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## National Commission for Scheduled Tribes

Minutes of the 125<sup>th</sup> Meeting held on 05.03.2021

<b>Agenda Item No. 125.06</b>	<b>Draft Cabinet Note for Amendment of Ancient Monuments and Archaeological Sites and Remains Act, 1958 (24 of 1958)-Inter-Ministerial Consultation - regarding - Ministry of Culture O.M. dated 18.05.2020.</b>
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(File No: NCST-17011(MTUR)/1/2020-RU4)

The Ministry of Culture vide its e.mail dated 29.06.2020 has forwarded draft Cabinet Note for Amendment of Ancient Monuments and Archaeological Sites and Remains Act, 1958 (24 of 1958) and requested the Commission to furnish the comments/advice on the Draft Note.

2. The Note for Cabinet states that the Ancient Monuments and Archaeological sites and Remains Act, 1958 (AMASR Act, 1958) provides for declaring monuments and archaeological sites and remains as of National Importance. Presently, there are 3691 such monuments and archaeological sites & remains declared as of National Importance under the Act spread across the country which are being protected, preserved and conserved by ASI.

3. In the Cabinet Note, it has been mentioned that Permissions for construction of buildings to individuals, State Governments and Central Government Departments for public works or project essential to public in the prohibited areas were granted by the ASI on the basis of recommendations of a Committee prior to the amendment in 2010 of the AMASR Act, 1958. The Committee to recommend public works or projects essential to public in the prohibited area, as constituted by the ASI for the purpose was later renamed as the Expert Advisory Committee.

4. The Amendment Act, 2010, validated all such permissions granted on the basis of recommendations of the Committee of Expert Advisory Committee.

5. Based on the approval accorded by the Cabinet in its meeting held on 12.05.2017, AMASR Bill, 2017 was introduced in Lok Sabha on 18.07.2017. The Bill was passed in Lok Sabha on 02.01.2018, renamed it AMASR Amendment Bill, 2018 and referred to the Select Committee of 28 members of the Rajya Sabha. Dr. Vinay P. Sahasrabuddhe being its Chairman by adapting an motion on 26.07.2018. The Select Committee had recommended the Bill. The said Bill has lapsed due to dissolution of Parliament as per provision of Articles 107 (4) and (5) of Constitution of India.

*Harsh Chouhan*

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6. Section 2A of the Act specifies that any law which is not in force in the State of Jammu and Kashmir shall, in relation to that State, be construed as a reference to the corresponding law, if any, in force in that State. However, with re-organization of the State of Jammu and Kashmir, the situation has changed.

7. In accordance with the Jammu and Kashmir Reorganization Act, 2019 the provision of the AMASR Act, 1958 has to be modified accordingly to extend applicability of the AMASR Act by deleting the Section 2A.

8. Further, to provide viable solution to the persons living in the prohibited areas of Centrally Protected Monuments, provision for three categories within the prohibited area. All the Centrally Protected Monuments and sites is proposed in sub-section (1) of Section 20A. The categorization will classify the Centrally Protected Monuments and Sites across the geographical boundary of Republic of India.

9. Accordingly, certain amendments are being proposed in the Ancient Monuments and Archaeological Sites and Remains Act, 1958 as follows:

- i. Removal of Section 2A of the Act
- ii. Insertion of a new definition of Public Works in Section 2 of the Act after Clause (j) as under

(ja) "Public Works" means construction works related to infrastructure financed and carried out by any Ministry or Department or office of the Central Government for public purposes which is necessary for the safety or security of the public at large and emergent necessity is based on specific instance of danger to the safety or security of the public at large and there is no reasonable possibility of any other viable alternative to such construction beyond the limits on the prohibited area.

- iii. Amendment of Section 20A of the Act
- iv. Amendment of sub-section (8) of section 20D of the Act, and
- v. Other changes of drafting/consequential nature in consultation with the Ministry of Law & Justice, Legislative Department.

10. The Hon'ble Minister for Culture has approved the Cabinet Note for Inter Ministerial Consultation.

11. Concurrence of the Ministry of Law and Justice (Department of Legal Affairs and Legislative Department) will be obtained once the Cabinet Note is approved in the Ministry of Culture.

12. There is no financial implication involved

13. There is no potential for employment generation.

*Harsh Chouhan*

**हर्ष चौहान/HARSH CHOUHAN**

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14. Approval of the Cabinet is sought to bring amendments to the Ancient Monuments and Archaeological Sites and Remains Act, 1958 (24 of 1958) to modify the Act in consonance with the Jammu and Kashmir Reorganization Act, 2019 and to make certain provisions to rationalize limit of prohibited area according to classification of monuments and sites and consider permission for construction related to public works within prohibited area of a monument / site of National Importance, which are essential considering the security and safety of public at large and where it is established that there is no reasonable possibility of any other viable alternative for such construction beyond the limits of the prohibited area.

**[The matter was discussed in detail and Commission supports the proposal.]**

*Harsh Chouhan*

**हर्ष चौहान/HARSH CHOUHAN**  
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## National Commission for Scheduled Tribes

Minutes of the 125<sup>th</sup> Meeting held on 05.03.2021

<b>Agenda Item No. 125.07</b>	<b>AP Med-Tech Zone (AMTZ), Vishakhapatnam to be converted from State PSE of Government of Andhra Pradesh to a Joint Venture company of Government of India.</b>
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(File No: NCST-17011/1/2020-RU4)

The Ministry of Tribal Affairs has sent a Cabinet Note in the matter of AP Med-Tech Zone (AMTZ), Vishakhapatnam to be converted from State PSE of Government of Andhra Pradesh to a Joint Venture company of Government of India, as forwarded by Department of Bio-Technology, Ministry of Science and Technology for the comment of the NCST. In the Cabinet Note, the Ministry has enclosed the letter dated 30.05.2020 of Ministry of Science and Technology, New Delhi and Note for the Cabinet.

In the Note for Cabinet Note, the following has been reported.

1. The Medical Equipment Sector with its 80% import dependency to the tune of Rs. 38,000 Crore is both a challenge and an opportunity. In this context, a unique and comprehensive medical equipment park was set up by Andhra Pradesh Government as AP Med Tech Zone (AMTZ) in Vishakhapatnam which has become a successful model and gained National and International repute in a very short span of time. Its establishment has been made possible by financial support from multiple Ministries of Central Government apart from land and capital support from State Government.

2. The AMTZ's eco-system model was discussed in the meeting held by Principal Scientific Advisor to Govt. of India which was attended by NITI Aayog and financiers of the current project at Vishakhapatnam, viz. Department of Biotechnology, Department of Health Research, Department of Commerce and conveyed their inprinciple approval to support its scale up at multiple locations. Meanwhile, Ministry of Micro, Small & Medium Enterprises (MSME) is also contemplating to set up 100 manufacturing clusters to be Medical Equipment Zones. Govt. of India has supported various laboratories at AMTZ financially with investment of approx. Rs. 150 Crores and also has representatives of three Govt. of India ministries on the board of AMTZ, but does not have any partnership in share capital of the current entity, which is just Rs. 1 lakh.

  
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3. Further to the inter-ministerial consultation on this project proposal, Hon'ble Chief Minister, Andhra Pradesh vide his D.O dated 13.08.2019 to Hon'ble Minister, MSME has given in-principle consent of Govt. of Andhra Pradesh to allow equity distribution to stakeholder departments/ministries of Govt. of India. A team of officers from Department of Biotechnology, Ministry of MSME and Department of Pharmaceuticals have visited AMTZ and has recommended consideration of GOI for investing in equity of AMTZ and adoption of this model in future. Accordingly, it has been proposed that AMTZ be converted into Joint Venture and also possibly a Central Implementation Agency to set up Medical Equipment Zones in other states of India. In the share capital of Rs. 1 lakhs, the following equity participation is proposed.

- a. Department of Biotechnology, Ministry of Science & Technology (through its CPSE, Bharat Immunologicals and Biologicals Corporation Limited (BIBCOL) – 40%
- b. Ministry of MSME – 25%
- c. Department of Pharmaceuticals – 25%
- d. Andhra Pradesh Government – 10%.

4. In AMTZ, while Govt. of India has supported various laboratories financially with investment of approx.. Rs. 150 Crores and also has representatives of three Govt. of India Ministries on its board, it does not have any partnership in share capital of the current entity, which is just Rs. 1 lakh. It is therefore, difficult to use AMTZ as an implementing agency to replicate the model in other states. It is therefore, appropriate to transfer the majority share capital ownership of AMTZ to key Departments/Ministries to Govt. of India which have supported AMTZ or have similar mandate to make it a Central Government majority owned Joint Venture Company to facilitate setting up more identical clusters as and when feasible.

5. The Cabinet Note will be circulated to NITI Aayog and all concerned Departments/Ministries for their comments which would be incorporated in the Cabinet Note appropriately.

6. This proposal does not have any direct financial implication. The requirements of funds for replicating of AMTZ in other States will be met from the existing schemes/programmes for the purpose under various Ministries/Departments of Government of India.

7. At present, in a short span of time (2 years), AMTZ has provided employment to 1800 employees right from labourers to senior specialized scientist in completing  $\frac{1}{4}$ th of total capacity. This is an evidence of huge employment generation potential of AMTZ.

*Harsh Chouhan*  
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अध्यक्ष/Chairperson  
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8. Approval of the Cabinet is solicited for allowing Department of Biotechnology, Ministry of Micro, Small and Medium Enterprises and Department of Pharmaceuticals to on-board AP Med Tech Zone with equality participation.

[The matter was considered by the Commission. The Commission supports the proposal with the condition to protect and safeguard interest of the STs. In addition, the implementation of Reservation Policy for STs in appointment and promotion should be adhered to.]

*Harsh Chouhan*

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## National Commission for Scheduled Tribes

Minutes of the 125<sup>th</sup> Meeting held on 05.03.2021

<b>Agenda Item No. 125.08</b>	<b>The reservation of posts in government establishment of Andaman and Nicobar Islands Bill, 2019 by Shri Kuldeep Rai Sharma, (MP).</b>
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(File No.- NCST-16014(AN)/1/2021-RU-III)

The Ministry of Tribal Affairs has vide O.M no. U-16017/3/2019-UTL dated 17.12.2020 of Ministry of Home Affairs forwarded a copy of Lok Sabha Secretariat OM No. 1/37(5)/2019/L-II dated 31.10.2019 and 29.11.2019 along with a copy of "The reservation of posts in government establishment of Andaman and Nicobar Islands Bill, 2019".

The Bill proposes to reserve hundred percent jobs for local candidates which include a candidate who belongs to the OBC of the UT of Andaman & Nicobar Islands, ST of UT of Andaman & Nicobar Islands and any other who has resided in Andaman & Nicobar Islands for at least 10 years & holds a valid domicile certificate before the commencement of this Act. The bill intends to provide residence based reservation for at least 10 years.

This bill is to tackle the menace of unemployment which has seen a rise due to implementation of online recruitment. It is understood that by providing 100% reservation in posts and services, the issue of unemployment of local youth can be addressed. The bill also has penal provision to regulate any wrong-doing through fake certificates & claims for availing reservations. Further it also has a provision to designate a liaison officer in every govt. establishment who shall be responsible for ensuring that the provisions of the Act are administered as per rules and in a fair manner.

This bill seeks to provide adequate opportunities to locals of Andaman & Nicobar Islands who don't have sufficient representation in govt. establishments. This bill will encourage the residents of Andaman & Nicobar Islands to apply for recruitments in govt. jobs. It will facilitate the developments of the islands as reservation for locals will be an aid in increasing the standard of living of the local candidates.

[The Commission considered and did not support the proposal. The Commission is of the view that in view of the Fundamental Rights of freedom of profession, occupation, trade or business (Article 19), Scheduled Tribes from other parts of the country should also be eligible to apply for Govt. jobs in the UT of Andaman & Nicobar Islands Administration.]

*Harsh Chouhan*

**हर्ष चौहान/HARSH CHOUHAN**

अध्यक्ष/Chairperson

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## National Commission for Scheduled Tribes

Minutes of the 125<sup>th</sup> Meeting held on 05.03.2021

<b>Agenda Item No. 125.09</b>	<b>Inclusion of "BETTA-KURUBA" community as synonymous of "KADU KURUBA" at Sl. No. 16 in the list of Scheduled Tribes of Karnataka.</b>
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(File No. MTA/2/2019/Karnataka/RU-IV)

The Ministry of Tribal Affairs vide its letter dated 8.8.2019 has forwarded a proposal of inclusion of "Betta – Kuruba" Community as synonymous of "Kadu Kuruba" at Sl. No. 16 in the list of Scheduled Tribes of Karnataka and has requested comments of the NCST in the matter.

2. In the proposal, the Ministry of Tribal Affairs has reported that the Government of Karnataka vide its letter dated 30.1.2019 had sent a proposal for inclusion of "Betta Kuruba" community in Karnataka as synonymous of "Kadu Kuruba" based on Ethnographic Studies conducted by State Government. The studies recommended that the 'Kadu or 'Betta' Kuruba refer to one and these community deserves to be included in the ST list of Karnataka State. Thereafter, the said proposal was forwarded to RGI for its comments vide letter dated 22.2.2019. Then, the RGI vide its letter dated 23.7.2019 has supported the proposal of the Govt. of Karnataka for inclusion of "Betta Kuruba" community in Karnataka as synonymous of "Kadu Kuruba" at Sl. No. 16 in the ST list of Karnataka.

3. Here it is submitted that Ministry of Tribal Affairs is nodal Ministry for notification of a community as Scheduled Tribe under Article 342 of the Constitution. The Government of India (the Ministry of Social Justice and Empowerment) vide O.M. dated 30.07.2002 has framed modalities for deciding claims for inclusion in, exclusion from and other modifications in the order specifying Scheduled Castes and Scheduled Tribes list. According to these modalities, only those proposals which have been recommended and justified by the State Government/UT Administration concerned can be processed further. Thereafter, it has to be concurred with by the Registrar General of India (RGI) and the National Commission for Scheduled Tribes (NCST) for consideration for amendment of legislation. All actions are taken as per these approved modalities.

4. As per the rules of procedure framed under Article 338 A of Constitution of India, the proposal of Govt. of Karnataka referred by the Ministry of Tribal Affairs was placed before the Hon'ble National Commission for STs. The Hon'ble Commission considered the proposal in its 118<sup>th</sup> meeting held on 27.08.2019 and decided.

**"the matter was discussed in the meeting. Before the Commission gives its final view, a team from the Commission will make an on-the-spot visit and thereafter frame its recommendations in the matter".**

*Harsh Chouhan*

**हर्ष चौहान/HARSH CHOUHAN**

अध्यक्ष/Chairperson

राष्ट्रीय अनुसूचित जनजाति आयोग  
NATIONAL COMMISSION FOR SCHEDULED TRIBES

भारत सरकार/Govt. of India

नई दिल्ली/New Delhi

5. The Commission's views were intimated to the Ministry of Tribal Affairs vide NCST letter dated 18.09.2019.

6. To conduct on the spot visit and frame its recommendations in the matter by the Commission is yet to be made. The proposal for conducting survey will be considered by the Hon'ble Commission.

**[The matter was discussed and it was decided that a proposal to constitute a team from the Commission will be put up to Hon'ble Chairperson.]**



**हर्ष चौहान/HARSH CHOUHAN**  
अध्यक्ष/Chairperson  
राष्ट्रीय अनुसूचित जनजाति आयोग  
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**National Commission for Scheduled Tribes**  
Minutes of the 125<sup>th</sup> Meeting held on 05.03.2021

**Additional Agenda Items**

<b>Additional Agenda Items</b>	<b>With permission to the Chair.</b>
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1. Empanelment of Agencies – it was discussed that there is no agency empanelled with the NCST to carry out research / evaluation studies for effective implementation of various schemes / programmes being implemented by the Ministry of Tribal Affairs and other related Departments for Welfare of Scheduled Tribes.

The Commission suggested that agencies may be empanelled by NCST to carry out research studies for welfare of Scheduled Tribes.

2. Data Bank – The Hon'ble Member suggested that the data pertaining to Scheduled Tribes on Welfare Programmes be available in the Commission. Therefore, an expert(s) should be engaged for collecting / advising for preparing the Data Bank in the Commission.
3. The Scheduled Tribes and other Forest Dwellers (Recognition of Forest Rights) Act, 2006 (FRA) – The Hon'ble Chairperson pointed out that there is need to assess the ground reality of the implementation of FRA, 2006 as there are so many areas where the FRA is not implemented properly. This needs to be studied by the Commission.
4. Dereservation proposals: All the proposals received during 2020-21 (after demitting of Office by the then Chairperson and Members) be compiled and placed in the next meeting of the Commission for deciding further course of action.
5. Presentation by Quality Council of India (QCI): The Quality Council of India has undertaken three studies (i) Alienation / Transfer of Tribal Land in Schedule V Areas (ii) Development induced Displacement in Schedule V Areas and (iii) Financial Inclusion of Scheduled Tribes (States of Maharashtra, Chhattisgarh and Odisha) which were accepted by the earlier Commission. The Hon'ble Chairperson desired that the team of QCI be called for a presentation.

*Harsh Chouhan*

**हर्ष चौहान/HARSH CHOUHAN**  
अध्यक्ष/Chairperson  
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