

BY HAND/SPEEDPOST



**No.1/1/2011-Coord.
Government of India
National Commission for Scheduled Tribes**

**6th Floor, 'B' Wing,
Loknayak Bhawan,
Khan Market,
New Delhi-110003**

Dated: 02-02-2011

To

- 1) Dr. Rameshwar Oraon, Chairperson
- 2) Shri Maurice Kujur, Vice-Chairperson
- 3) Shri Oris Syiem Myriaw, Member
- 4) Smt. K. Kamala Kumari, Member
- 5) Shri Bheru Lal Meena, Member

Subject: Summary record of the 24th Meeting of the Commission to be held at 11.30 AM on 31-01-2011.

Sir/Madam,

I am to refer to the above subject and to say that the 24th meeting of the National Commission for Scheduled Tribes was held at 11.30AM on 31-01-2011 in the Conference Room of the Commission. The meeting was presided over by Dr. Rameshwar Oraon Chairperson. A copy of the Summary Record of the meeting is enclosed for information and record.

Yours faithfully,


**(Aditya Mishra)
Joint Secretary**

Copy with a copy of the Summary Record of the meeting forwarded to the following officers with the request that information about action taken on the decision taken in the meeting concerning each Unit/Office may be furnished to Coordination Unit by 15-02-2011 positively:

- (i) Director (RU-I & RU-II)
- ~~(ii) Director (Admn.)~~
- (iii) Dy. Director (RU-III & RU-IV)
- (iv) AD/RO in-charge – RU-I/RU-II/RU-III/RU-IV/Coord./US(Admn.)/SO(Admn.)/AD(OL).

Copy with a copy of the Summary Record of the meeting forwarded for information to:

1. PS to Chairperson/PS to Vice Chairperson
2. PSs to Member(OSM)/Member(KKK)/Member(BLM).
3. PPS to Secretary/PS to Joint Secretary.
4. Director/Assistant Director/Research Officer in Regional Offices of NCST at Bhopal, Bhubaneswar, Jaipur, Raipur, Ranchi and Shillong.
5. Senior System Analyst (NIC Cell, NCST) for uploading on the website.
6. consultant

NATIONAL COMMISSION FOR SCHEDULED TRIBES

Subject: Summary record of the 24th meeting of the Commission held at 11:30 AM on 31-01-2011.

The 24th meeting of the Commission was held at 11:30 AM on 31-01-2011 in the Conference Room of the Commission in Loknayak Bhawan, New Delhi. The meeting was presided over by Dr. Rameshwar Oraon, Hon'ble Chairperson, NCST. List of participants is enclosed at Annexure. There were two Agenda Items for discussion in the meeting, which were discussed in detail:-

2. The decisions taken and the action points that emerged out of the discussions held in the meeting are given below:

Agenda Item I	Draft 5th Annual Report for the year 2009-10.
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The Draft Chapters were taken up for consideration as under:

[A] Chapter 1: Organizational set-up and functioning of the Commission.

Secretary, NCST mentioned that while the visits and tours by Members were being listed in this Chapter, a deficient area was the Members' contributions and feed back on various issues concerning the STs based on their field visits. He, therefore, requested the Members to forward the gist of feedback regarding their visits to various States/ UTs during 2009-10 within a month, for suitably incorporating in the Annual report. Secretary, NCST further mentioned that Member's report will also be hosted on the Commission's website for information and benefit of public at large.

The Commission observed that the position regarding submission of the 4th Annual Report to the President on 27/08/2010 was also required to be reflected in paragraph 1.10.2. Secretary, NCST emphasized that there was a need to disassociate consideration of the Report from its laying before the Parliament., and

apprised the Commission that the earlier recommendations of the Commission, contained in the earlier Annual Reports, had been re-iterated in the draft Chapter.

Hon'ble Vice-Chairperson, NCST highlighted that the abnormal delay taking place in laying the Reports of the Commission before the Parliament had adversely affected to ensure timely implementation of the recommendations of the Commission on various important issues. After detailed discussion, the Commission decided to request a meeting with the Hon'ble Prime Minister to seek his intervention in the matter.

[B] Chapter 2: Planning and Development for Scheduled Tribes:

Secretary, NCST mentioned that the Chapter included review of current status with regard to implementation of TSP by the Central Government and State Govts./UT Administration, Report of the Task Force constituted by the Planning Commission to review the guidelines for implementation of the TSP by the Ministries and Departments. He apprised the Commission that the recommendations of the Commission in its meeting held on 16/12/2010 regarding creation of a non-lapsable pool of funds under the control of MTA (Nodal Ministry for tribal matters), out of unspent funds under the TSP for infrastructure development in tribal areas in line with the system being followed by the DONER has to be included in the Chapter. Similar recommendation for creation of non-lapsable pool of unspent funds under the TSP of the concerned State/UT within the overall control of the Tribal Development Department (Nodal Deptt) of State/UT is also proposed to be included in the Chapter. As commented on the 3rd report of the Standing Committee on the Inter-Sectoral issues relating to Tribal Development, it was also being emphasized that the Central Government should take full responsibility of good governance and infrastructure development in ST dominated areas. The Commission approved the recommendations, as suggested.

[3] Chapter 3: Effectiveness of MGNREGA for STs

Secretary, NCST mentioned that based on the areas of concern assessed by the Commission in relation to the STs, a meeting had been convened with the Deptt. of Rural Development on 10.02.2011 to solicit views on various issues listed

in the draft Chapter. He further added that the issues arising out of the proposed change of focus of the scheme with inclusion of skilled manpower or those not engaged in manual labour, and enlarging the scope of the scheme with inclusion of more people with an objective to provide a social security system were required to be carefully examined, because of their inherent potential to marginalize weaker sections, like STs, whose poor bargaining capacities required pre-emptive support of such schemes for their very existence. He further emphasized that, considering the fragile economic condition of the tribals, primarily as a result of poor agricultural practices including single crop culture, rather than relying on capricious demand estimates, it was desirable to ensure provision of funds to ensure a minimum 100 days of employment to all tribal families as per the latest census in the tribal areas and earmark sufficient funds under the TSP component of the Scheme. After detailed discussion, the Commission observed that the recommendations in this regard may be suitably modified/ finalized, based on the interaction held with the Deptt. of Rural Development.

[4] Chapter 4: Service safeguards

Secretary, NCST mentioned that for the sake of completeness, the views of the NCST on proposal from MHA regarding specification of common list of the SCs/ STs in respect of all Union Territories, in consideration of various court orders, should also be appropriately included in this Chapter. He further suggested that the statement regarding various proposals received by the Commission for de-reservation of posts may be hosted on the Commission's website, to provide feedback to concerned Ministries/ other persons interested.

[5] Chapter 5: Atrocities on Scheduled Tribes

Secretary, NCST mentioned that the material relating to atrocities on STs was initially considered as part of the Chapter on Case Studies in the Fifth Report, but in view of the size of the material on the subject a separate draft chapter was designed on the format used for the subject in the 4th Annual Report for the year 2008-09. Secretary, NCST requested the Members to suggest modifications/ improvement, if any, in respect of the recommendations on the subject mentioned in the Chapter.

Hon'ble Chairperson mentioned that there was need to sensitize the Police Departments at the local level regarding implementation of various provisions of the PoA Act . He suggested that a workshop for senior police officials, judicial officers and the Special Public Prosecutors of the State Govts. etc. could be arranged in this regard. After detailed discussion, the Commission decided that the MTA should be approached to organize the workshop.

[6] Chapter 6: Case studies:

The Members endorsed Secretary, NCST's suggestions that case of grievances , wherein the Commission's recommendations had not been accepted by the organization, may be brought to the attention of the Minister-in-Charge when they are specifically cited in the Annual report. A compiled statement would be hosted on the NCST website for the information of the complainants as well as other persons/ associations interested in the case(s).

[7] Chapter 7: Consultation on policy related issues

Secretary, NCST mentioned that the various Ministries/Departments had been requested at the level of the Minister-In-Charge to communicate action taken on the comments/views/advise rendered by the Commission on various policy related issues. The Commission observed that feedback in this regard had not been received. Considering this position, the Commission recommended that Central Govt. may be advised to issue instructions that the Ministries/Departments/State Govts./UTs, to whom the Commission renders its comments/views/advise on various policy related issues, should be obliged to communicate action taken in such cases to the Commission in a time-bound manner.

Agenda Item II	Action Plan for the 6th Annual Report for the year 2010-11-Addional Agenda Item for discussion
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The Commission discussed the Action Plan for the 6th Annual Report for the year 2010-11 in detail. Secretary, NCST mentioned that in respect of the

Rameshwar Oraon

proposed Chapter on 'Implementation of selected Central Sector and Centrally Sponsored Schemes', it was necessary to include field level assessment regarding effective implementation of various schemes, otherwise the Chapter was likely to represent only a desk study, which served little purpose. He further mentioned that the Chapter could be attempted provided adequate feedback was available in respect of various schemes from the Members based on their field visits and interaction with the concerned authorities.

Hon'ble Chairperson suggested that the Commission may sponsor research studies in some selected areas to ascertain their effectiveness. Secretary, NCST mentioned that due to absence of the requisite manpower to process related proposal and shortage of funds allocated to the Commission, MTA could be requested to undertake such research studies in respect of selected schemes.

3 The Commission decided to hold its next meeting in the first week of March 2011 to discuss the draft Report as revised after taking into consideration suggestions/ modifications mentioned above.

4. The Meeting ended with a vote of thanks to the Chair.

Rameshwar Oraon

डा० रामेश्वर उराँव / Dr. RAMESHWAR ORAON
अध्यक्ष / Chairman
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार / Govt. of India
नई दिल्ली / New Delhi

F.No.1/1/2011-Coord.
(w.r.t. Para 1 of the Summary Record)

National Commission for Scheduled Tribes

Meeting of the Commission held on 31-01-2011 in the Conference Room of the Commission-List of Participants.

S. No.	Name and Designation	
1.	Dr. Rameshwar Oraon, Chairperson	(in Chair)
2.	Shri Maurice Kujur, Vice-Chairperson	
3.	Shri Oris Syiem Myriaw, Member	
4.	Smt. K. Kamala Kumari, Member	
5.	Shri Bheru Lal Meena, Member	
6.	Shri R.S. Sirohi, Secretary	
7.	Shri Aditya Mishra, Joint Secretary	
8.	Shri Vinod Aggarwal, Director	
9.	Smt. K.D. Bhansor, Dy. Director	

DR. RAMESHWAR ORAON
CHAIRPERSON
NATIONAL COMMISSION FOR SCHEDULED TRIBES
NEW DELHI