

Speed Post



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भारत सरकार

राष्ट्रीय अनुसूचित जनजाति आयोग

GOVERNMENT OF INDIA

NATIONAL COMMISSION FOR SCHEDULED TRIBES

F. No. JHARKHAND/1/2016/RU-III

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

Date: 20.09.2016

23

To,

The Secretary,  
Ministry of Home Affairs,  
North Block,  
New Delhi-110001

Sub: - Meeting to be chaired by the Additional Secretary (Le) to review the State Legislations received in MHA for Presidential Assent-received from State Government and presently pending with Ministers/Departments for comments.

Reference: Meeting Notice File No.23/25/2016-Judl & PP dated 09.08.2016 of the Ministry of Home Affairs.

Sir,

I am directed to refer to this Commission letter number 1/8/2016-Coord 19.08.2016 on the subject and to say that the issue was discussed in the 87<sup>th</sup> and 88<sup>th</sup> Meetings of the Commission. An extract of Summary Record of discussions of 87<sup>th</sup> meeting of NCST held on 17.08.2016 and 88<sup>th</sup> meeting of NCST held on 23.08.2016 are enclosed, for appropriate action.

6592-93  
24/9/16

जारी किया  
ISSUED

Yours faithfully,

(V.P. Shahi)  
Assistant Director

Copy to: - Shri Thangkholum Haokip, Under Secretary, Ministry of Home Affairs  
(Judicial Division) NDCC-II Building, 4<sup>th</sup> Floor, Jai Singh Road, New  
Delhi-110001.

cc. SSA, MIC - 442

NATIONAL COMMISSION FOR SCHEDULED TRIBES

(File No: 1/8/2016-Coord.)

SUMMARY RECORD OF DISCUSSIONS OF 87<sup>th</sup> MEETING OF NATIONAL COMMISSION FOR SCHEDULED TRIBES (NCST)

Date: 17.08.2016

Time: 12:00 Hours.

Venue : Conference Room of NCST, 6<sup>th</sup> Floor, Lok Nayak Bhawan, New Delhi-110003.

In Chair: Dr. Rameshwar Oraon, Hon'ble Chairperson, NCST

List of Participants:-

1. Shri A.K.Agarwal, Secretary, NCST
2. Shri Ashok Pai, Joint Secretary, NCST
3. Smt. K.D.Bhansor, Director,
4. Shri D.S.Kumbhare, Under Secretary,

Details of agenda items discussed and resolved are follows:

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| <b>Agenda Item-I</b> | <b>Review of DOP&amp;T's OM No 36017/1/2004-Estt (Res.) dated 05.07.2005 regarding revision of quantum of reservation for SCs, STs &amp; OBCs in case of direct recruitment to Group 'C' posts proposal by Ministry of Home Affairs, vide letter No. I-45023/08/2014-Pers-II dated 04.08.2016.</b> |
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Ministry of Home Affairs sent meeting notice vide letter No. I-45023/08/2014-Pers-II dated 04.08.2016 to "Review DOP&T's OM No. 36017/1/2004-Estt (Res.) dated 05.07.2005 regarding revision of quantum of reservation for SCs, STs & OBCs in case of direct recruitment to Group 'C' posts" and to discuss the matter.

2. On examination of the above DOP&T's OM and proposal for reservation by Ministry of Home Affairs, NCST decided to discuss the issue in the Commission's meeting to be held on 17.08.2016. Accordingly, Ministry of Home Affairs was informed vide letter No. 16/9/Review/MHA/2016-RU-III dated 11.08.2016 that comments/views of the NCST will be intimated in the matter.

3. On discussion, it was noted that proceedings of sitting dated 21.11.2014 issued by Hon'ble Vice-Chairperson regarding "relaxation/concession in recruitment of Constables in the Para Military Forces i.e. ITBP Border areas" to the Ministry of Home Affairs and DOP&T does not have the approval of the Commission.

*Rameshwar Oraon*

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

4. On deliberations on the DOPTs OM dated 5-7-2005 and reservation as proposed by MHA, it was observed that revision of quantum of reservation matter is an important one and desired that before framing views on the subject would discuss the matter with Ministry of Home Affairs , Department of Personnel and Training and National Commission for Scheduled Castes on 24.08.2016 for arriving at consolidated view.

#### Additional Agenda Items

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| Agenda Item-I | Letter No. 23/25/2016-Judl & PP dated 09.08.2016 received from MHA regarding Meeting to be chaired by the Additional Secretary (Le) to review the State Legislations received in MHA for Presidential Assent – from State Governments and presently pending with Central Ministries/departments for comments. |
|---------------|---|

Ministry of Home Affairs sent Meeting Notice No. 23/25/2016-Judl & PP dated 09.08.2016 that under the Chairmanship of Additional Secretary (LWE), MHA a meeting will be held on 16-8-2016 to review the State Legislations received in MHA for Presidential Assent and are pending with Ministries/Departments, enclosing a list of pending Bills.

2. The Commission noticed that Bill "Maharashtra Protection of People from Social Boycott (Prevention, Prohibition and Redressal) Bill, 2016" has been shown pending with NCST. The Commission took note and seen that views/ comments of NCST have already been sent to Ministry of Home Affairs on 5-8-2016 after discussion in 85<sup>th</sup> meeting of the Commission held on 01.07.2016.

3. Bill (s) namely, (i) The Chhotanagpur Tenancy Act, 1908 (Amendment) Ordinance, 2016 and (ii) The Santhal Pargana Tenancy (Supplementary Provisions) Act, 1949 (Amendment) Ordinance, 2016 were shown pending with the Department of Agriculture Cooperation and Farmers Welfare, Ministry of Tribal Affairs and Department of Rural Development . Commission noted that these Bills had not been referred till date by the Ministry of Home Affairs or the Ministry of Tribal Affairs to NCST for its views.

4. Commission decided that it would consider these Bills as and when they were received from Ministry of Home Affairs / Ministry of Tribal Affairs.

*Rameshwar Oraon*

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

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| Agenda Item-II | Tour report of Shri A.K. Agarwal, I.A.S, Secretary to the Government of India, NCST, New Delhi to State of Odisha from 23.05.2016 to 26.05.2016. |
|----------------|--|

Tour report of Shri A.K. Agarwal, I.A.S, Secretary , National Commission for Scheduled Tribes (NCST), to Odisha State from 23.05.2016 to 26.05.2016 was approved by the Commission. It was also decided that State Government and other organisation concerned may be requested to submit Action Taken Report ( ATR) on this Tour Report.

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*Rameshwar Oraon*

Dr. Rameshwar Oraon  
Chairperson

National Commission for Scheduled Tribes

डा. रामेश्वर उरांव/Dr. RAMESHWAR ORAON  
 अध्यक्ष/Chairperson  
 राष्ट्रीय अनुसूचित जनजाति आयोग  
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