



भारत सरकार

राष्ट्रीय अनुसूचित जनजाति आयोग

GOVERNMENT OF INDIA

NATIONAL COMMISSION SCHEDULED TRIBES

(अनुसूचित जनजातियों को दिए गए अधिकारों और सुरक्षणों के उल्लंघन से संबंधित सभी मामलों का अन्वेषण और अनुवीक्षण करने के लिए संविधान के अनुच्छेद 338क के अधीन स्थापित एक संवैधानिक आयोग)

संख्या/No.-1/5/13-समन्वय

दिनांक/Date:08/04/2013

प्रति,

- 1) डा0 रामेश्वर उराँव, अध्यक्ष
- 2) श्रीमती के. कमला कुमारी, सदस्य
- 3) श्री भैरू लाल मीणा, सदस्य

विषय: राष्ट्रीय अनुसूचित जनजाति आयोग की दिनांक 20/03/2013 को अपराह्न 15.00 बजे सम्पन्न 45वीं बैठक का संक्षिप्त अभिलेख।

महोदय,

मुझे उपर्युक्त विषय का उल्लेख करते हुए यह कहना है कि आयोग की 45वीं बैठक आयोग के माननीय अध्यक्ष महोदय के कक्ष, लोकनायक भवन, नई दिल्ली में दिनांक 20 मार्च, 2013 को अपराह्न 15.00 बजे हुई थी। बैठक की अध्यक्षता डा0 रामेश्वर उराँव, अध्यक्ष, अनुसूचित जनजाति आयोग द्वारा की गई। बैठक के संक्षिप्त अभिलेख की एक प्रति सूचना एवं अभिलेख हेतु संलग्न है।

भवदीय,

(के0डी0 बन्सौर) श्रीमती
उप निदेशक

प्रतिलिपि : बैठक के संक्षिप्त अभिलेख की एक प्रति सहित, निम्नलिखित अधिकारियों को इस अनुरोध के साथ अग्रेषित है कि बैठक में लिए गए निर्णयों पर की गई कार्रवाई के संबंध में जानकारी प्रत्येक संबंधित एकक/ कार्यालय द्वारा 26/04/2013 तक अवश्य ही समन्वय एकक को भेज दी जाए।

- (i) निदेशक (आर0यू0-I एवं आर0यू0-II)
- (ii) उप सचिव (प्रशासन)
- (iii) उप निदेशक (आर0यू0-III, आर0यू0-IV एवं प्रशासन)
- (iv) सहायक निदेशक/ अनुसंधान अधिकारी प्रभारी-आर0यू0-I/ आर0यू0-II/ आर0यू0-III/ आर0यू0-IV/ समन्वय/ सहायक निदेशक (राजभाषा)।

प्रतिलिपि: बैठक के संक्षिप्त अभिलेख की एक प्रति सहित, सूचनार्थ अग्रेषित:

1. अध्यक्ष के निजी सचिव।
2. संयुक्त सचिव के प्रधान निजी सचिव।
3. सहायक निदेशक/ अनुसंधान अधिकारी, राष्ट्रीय अनुसूचित जनजाति आयोग के भोपाल/ भुवनेश्वर/ जयपुर/ रायपुर/ रांची/ शिलांग स्थित क्षेत्रीय कार्यालय।
4. वरिष्ठ सिस्टम विश्लेषक (NIC Cell, NCST) - आयोग की वेबसाइट पर जोड़ने हेतु।

(के0डी0 बन्सौर) श्रीमती
उप निदेशक



No.1/5/13-Coord.
Government of India
National Commission for Scheduled Tribes

6th Floor, 'B' Wing,
Lok Nayak Bhawan,
Khan Market,
New Delhi 110003
Dated: 08/04/2013

To,

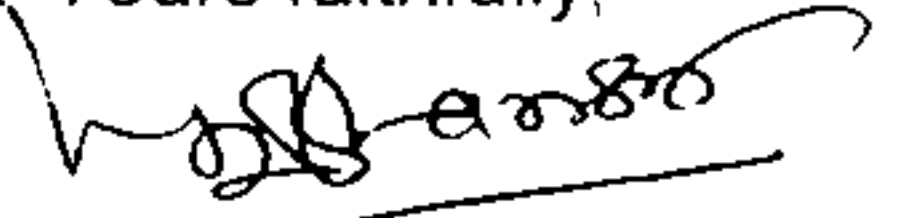
- 1) Dr. Rameshwar Oraon, Chairperson
- 2) Smt. K. Kamala Kumari, Member
- 3) Shri Bheru Lal Meena, Member

Sub: - Summary record of the 45th Meeting of the Commission held at 15:00 hours on 20/03/2013.

Sir,

I am directed to refer to the above subject and to say that 45th Meeting of the National Commission for Scheduled Tribes was held at 15:00 Hrs. on 20th March, 2013 in the Chamber of Hon'ble Chairperson at Lok Nayak Bhawan, New Delhi. The meeting was presided over by Dr. Rameshwar Oraon, Chairperson, National Commission for Scheduled Tribes. A copy of the Summary Record of the meeting is enclosed for information and record.

Yours faithfully,



(K.D. Bhansor) Mrs.
Deputy Director

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 **26/04/ 2013** positively.

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

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

1. PS to Chairperson,
2. PPS to Joint Secretary,
3. Assistant Director/ Research Officer in Regional offices of National Commission for Scheduled Tribes at Bhopal/ Bhubaneswar/ Jaipur/ Raipur/ Ranchi and Shillong.
4. Sr. System Analyst (NIC Cell, NCST) for uploading on the website.


(K.D. Bhansor) Mrs.
Deputy Director

NATIONAL COMMISSION FOR SCHEDULED TRIBES

Subject: Summary record of the 45th meeting of the National Commission for Scheduled Tribes held at 15:00 HRS on 20/03/2013.

The 45th meeting of the Commission was held at 15:00 hrs on 20/03/2013 in the Chamber of Hon'ble Chairperson, National Commission for Scheduled Tribes in Loknayak Bhawan, New Delhi. The meeting was presided over by Dr. Rameshwar Oraon, Hon'ble Chairperson, NCST. List of the participants is enclosed at **ANNEXURE**. There were initially four Agenda Items for discussion in the meeting. After issue of notice for the 45th meeting of the Commission, several other proposals on policy issues were also received in this Commission for comments/ views of the Commission. With the permission of the Hon'ble Chairperson all those policy matters were also taken up for discussion. In all Agenda Items were discussed in the meeting.

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

Agenda Item I	Special Recruitment Drive to fill up the backlog vacancies reserved for Scheduled Castes/Scheduled Tribes/OBCs-Draft Cabinet Note
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3. The Commission was informed that Ministry of Tribal Affairs vide letter No. 11036/04/2013-PC&V dated 22/02/2013 sought comments of the Commission with reference to Ministry of Personnel, Public Grievances and Pensions, Department of Personnel and Training letter No. 36038/1/2008-Estt.(Res) dated 08/02/2013 on the draft Cabinet Note for Special Recruitment Drive to fill up the backlog vacancies reserved for SCs/STs/OBCs. The purpose of the draft Cabinet Note is to apprise the Cabinet about the progress of the Special Recruitment Drive launched in 2008 to fill up the backlog vacancies of SCs, STs and OBCs and further extended till 31/03/2012.

4. The Commission has noted that the Government had launched a Special Recruitment Drive to fill up the backlog reserved vacancies of the SCs, STs and OBCs in November 2008. Subsequently, progress of the drive was reviewed in July 2011 and it was decided to re-launch the drive so as to fill up the remaining identified backlog vacancies by 31/03/2012. The Cabinet in its Meeting on


Dr. RAMESHWAR ORAON
 Chairperson
 National Commission for Scheduled Tribes
 Govt. of India
 New Delhi

04/01/2012, while reviewing the progress of the drive till 30/06/2011 had, inter - alia, given direction to institutionalize a mechanism for enhancement of employability of Scheduled Castes, Scheduled Tribes, Other Backward Classes and Persons with Disability.

5. The Commission has noted the following areas of concern of less employability of SCs/STs/OBCs:-

(i) There are certain employments which require qualifications as simple matriculation or graduation and there does not seem to be much of a problem of employability of reserved category candidates. However, lack of finishing skill like English fluency or interview skills may be a reason for less employment.

(ii) Some posts require professional or Science qualifications. Qualified reserved category candidates are not available for posts requiring professional qualifications especially when professional qualifications are from Science stream.

(iii) Less availability of professionally qualified persons is more acute in ST category.

(iv) Even professionally qualified persons require finishing training so as to increase their chances of appointment.

6. The Commission has noted that following measures could be taken to address the problem of less employability of SCs/STs/OBCs:-

(i) The concerned Ministries/Departments may launch a Special Recruitment Drive, providing certain relaxations to the candidates of SCs and STs.

(ii) Finishing training should be imparted to the reserved category candidates once they complete technical/professional qualifications.

(iii) Training programmes for interview skills and English proficiency may also be devised for reserved category persons for posts requiring non-professional qualifications.

(iv) The recruiting agencies may be asked to provide a reserve list/wait list of successful reserved candidates so that in a situation when reserved category candidates with higher merit do not join the post, the post may be filled up from the candidates of reserved list.

Agenda Item II	Expenditure Finance Committee (EFC)-Memorandum on the Umbrella Scheme for Protection and Empowerment of Women-prepared by Ministry of Women and Child Development-comments of NCST
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7. The Commission noted that the Ministry of Tribal Affairs vide their letter dated 18/02/2013 forwarded the above mentioned Draft Memorandum for consideration by the EFC for seeking comments of the NCST on the Draft Memorandum.

8. The proposal is to converge two existing Schemes, initiated in the 11th Five Year Plan, with two new Schemes by launching an integrated Umbrella Scheme in the 12th Five Year Plan. The Umbrella Scheme has following four components:

- (i) Swadhar Greh (in the form of Swadhar and Short Stay Homes).
- (ii) National Mission for Empowerment of Women (NMEW).
- (iii) Scheme for Restorative Justice to victims of rape, and
- (iv) Assistance to States for implementation of Protection of Women from Domestic Violence (PWDV) Act 2005.

9. It is stated that NMEW was conceived with the objective of converging and engendering initiatives for the Empowerment of Women. The Scheme, though approved in 2010 was actually operationalised in 2011-12 and is now proposed to be continued within the Umbrella Scheme.

10. It may be noted that Ministry of Social Justice & Empowerment and Ministry of Tribal Affairs are implementing the Scheme for Financial Assistance to SC and ST victims of rape respectively, under the provisions of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Rules, 1995. It is stated that the beneficiaries of the scheme of the Ministry of Social Justice and empowerment will not be eligible for financial assistance under this scheme and this will be ensured through proper convergence with the Ministry of Social Justice and Empowerment. However, restorative assistance proposed under the present scheme will be applicable to all victims of rape. At another place also in the Memorandum, reference has been made about victims under Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 to be covered under the Umbrella Scheme, but the reference has been made about MSJE only. Since the Scheme of PoA Rules in respect of ST victims is dealt in Ministry of Tribal Affairs, the Ministry of Women and Child Development may add the references to Ministry of Tribal Affairs alongwith Ministry of Social Justice & Empowerment at all relevant places so that ST victims are also covered under the proposed Umbrella Scheme.

11. It is proposed to constitute District Criminal Injuries Relief & Rehabilitation Board in every District of the State under the Chairpersonship of the District Collector to decide the claims/applications made under the Scheme and Award Financial Assistance and order such other support services as may be essential for the recovery and restoration of the affected women. Similar Board will also be setup at State level under the Chairpersonship of the Principal Secretary/Secretary of WCD Department in the State Government. The State level Board will primarily be responsible for coordinating and monitoring the functions of the District Boards in the State. The State level Board shall also be the Appellate Authority in respect of all decisions of the District Board and also have the power to enhance the compensation amount.

12. A total expenditure of Rs. 1800 Crores is estimated during the 12th Five Year Plan. The sharing of funds between Centre and the State for meeting expenditure requirements under the Centrally Sponsored Scheme is as follows:

- (i) 75:25 funding for the States (90:10 for North Eastern States) in all proposed activities of the components on Swadhar Greh and Assistance to States for implementation of PWDVA, except in those where it is specifically mentioned differently.
- (ii) 50:50 funding for the States (90:10 for North Eastern States) in all proposed activities of the component on Restorative Justice to Rape Victims.
- (iii) 100% central funding for various activities to be implemented by NMEW.

13. Since the Scheme will also cover all the women victims and the benefits of R&R admissible to ST victims under PoA Rules will remain un-effected, and the constitution of District and State level Criminal Injuries Relief & Rehabilitation Boards are likely to come to the rescue of ST victims also, (for which there is no provision under PoA Rules) the proposal may help them timely justice in relation to R&R procedures. the Commission agreed to the proposal contained in the EFC Memorandum.

Agenda Item III	Draft Note for the Cabinet-Establishing a "New Media Wing" in the Ministry of Information & Broadcasting for publicizing Government's initiatives through Multiple Social Media platforms-prepared by Ministry of Women and Child Development-comments of NCST
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14. Ministry of Tribal Affairs vide their letter dated 15/02/2013, received in this Commission on 4/03/2013 sought the comments of the NCST on the above mentioned Draft Memorandum prepared by the Ministry of Information and Broadcasting for consideration by the Cabinet.

15. Commission noted that the Ministry of Information & Broadcasting has proposed to setup a "New Media Wing" in the Ministry with the objective of converging and integrating communication and dissemination initiatives through an identified "**Communication Hub**" on behalf of the Government. It is stated that Research Reference and Training Division of the Ministry will provide Administrative and Secretarial support to the new Wing. An expenditure of Rs. 6.84 Crores has been estimated initially in the first phase while a total of 78.51 Crores is estimated to be spent in the second phase of the Scheme. Most of the expenditure involved relates to providing material infrastructure and recurring expenditure of various natures.

16. The Commission noted that Press Information Bureau and Research Reference and Training Division are already existing wings of the Ministry playing important role in interaction with the public and dissemination of information relating to Government activities. The Ministry could have proposed restructuring of the existing Bureau or are

the Research Reference and Training Division instead of establishing a new division by name "**New Media Wing**". This might save huge expenditure on establishment etc.

17. The proposal speaks about Social Media Development. There is however no mention whether the Social Media Cell would cover the activities of the Government and its various Organs relating to poor weaker sections of the society, viz; Scheduled Castes, Scheduled Tribes & OBCs.

18. Commission directed that the above observations may be communicated to the Ministry of Tribal Affairs for onward transmission to Ministry of Information & Broadcasting.

Agenda : Draft Note for the Cabinet Committee on Political Affairs (CCPA)
Item IV : regarding Memorandum of Settlement with Achik National Volunteer's Council (ANVC) Meghalya

19. The Commission was informed that Ministry of Tribal Affairs has forwarded for comments of the Commission, a draft Note for the Cabinet Committee on Political Affairs (CCPA) regarding implementation of the Memorandum of Settlement with Achik National Volunteer's Council (ANVC) Meghalya prepared by the Ministry of Home Affairs. The Commission noted as given below:

- (i) The Achik National Volunteers' Council (ANVC) was formed in 1995 initially with the aim for demanding creation of a separate State of 'GAROLAND' through a realignment of geographical areas comprising then existing three Garo Hill districts and the contiguous areas of Goalpara and Kamrup districts of Assam. ANVC had been complaining that the State of Maghalaya is identified only with the Khasis and that the Garos have no affinity with the Khasis and Jaintias and that infrastructural development in the Garo Hills have been much lees compared to that in the Khasi and Jaintia Districts and there was discrimination in allocation of funds.
- (ii) ANVC had sent a Memorandum earlier in 1999 wherein they had made a demand for creation of the separate Garoland. Later, ANVC submitted a Memorandum on 01/02/2006 for creation of a separate State of Garoland comprising the present three districts of Garo Hills and the areas predominantly inhabited by the Garos in the contiguous areas of West Khasi Hills, Ri-Bhoi districts of Meghalaya and Goalpara and Kamrup districts of Assam.
- (iii) Peace talks with ANVC were held through the Government of India interlocutor Shri P.C. Haldar. In order to address the demands of ANVC a Joint Monitoring Group was set up comprising representatives of Government of India, the State Government and ANVC. The initial demand of ANVC for a separate State of Garoland was rejected in the JMG Meetings. Subsequently, in a meeting of the JMG, ANVC agreed to drop its demand for statehood in lieu of enhanced powers to the District

Councils in Garo Hills at par with the Bodo Territorial Council. Finally in a tripartite meeting held on 05/01/2013, an agreed 'Text for Settlement' was finalised in the meeting. Under the settlement, it is *inter-alia* proposed to give enhanced powers to the council beside increasing the number of Members of each of the existing Councils from 30 to 40.

- (iv) Government of Meghalaya has approved the agreed Text of settlement. The Government of Meghalaya has requested for extending the benefit of enhanced autonomy proposed for the five Garo Hill districts to the existing autonomous District Councils in the Khasi and Jaintia Hill districts. The Ministry of Home Affairs has accepted this proposal of the State Government in order to ensure parity of governance in various districts of the State and prevent discontentment within a Section of the population.

20. In view of the fact that the proposed Memorandum is going to settle a long pending issue of discontentment among certain tribal sections of the State and development in the State is likely to take place fast with the enhanced powers to all the District Councils of the State of Meghalaya, the Commission agreed to the proposal contained in the draft Note for the Cabinet Committee on Political Affairs.

Agenda Item V	Draft Cabinet Note on the Dowry Prohibition Act, 1961
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21. Ministry of Tribal Affairs vide letter No. 17011/10/2013-P&M dated 25/02/2013 have sought comments of the Commission with reference to the Ministry of Women & Child Development O.M. No. 19-2/2009-VW(PT-II) dated 14/02/2013 on Draft Cabinet Note on the Dowry Prohibition Act, 1961.

21. The Commission noted that the proposed amendments will serve as deterrence to the parties from practicing dowry system. The proposal when implemented will help solving the deep-rooted social problems and be a step towards manifestation of gender equality and inclusiveness. The amendments will also facilitate accountability of the Govt. and the society to the public for restraining the social menace of dowry. Considering the social objective of the proposed amendments, the Commission recommended its further processing by the sponsoring Ministry.

Agenda Item VI	Draft Note for Expenditure Finance Committee for continuance of Mahila Samakhya Programme in 12th Plan
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22. Ministry of Tribal Affairs vide letter No. 17011/13/2013-P&M dated 04/03/2013 sought comments of the Commission with reference to the Ministry of Human Resource Development O.M. No. 1-3/2012-EE.7 dated 22/2/2013

forwarding the Draft Note for Expenditure Finance Committee for continuance of Mahila Samakhya Programme in 12th Plan.

23. Mahila Samakhya is an ongoing Scheme for women's empowerment that was initiated in 1989 to translate the goals of the National Policy in Education into a concrete programme for the education and empowerment of women in rural areas, particularly of women from socially and economically marginalized groups. The scheme has been approved by the Planning Commission for continuation for the 12th Plan i.e. 2012-2017. Considering the intended objectives of the programme, the Commission recommended its continuance during the 12th Plan with the suggestion that the program should clearly spell out the specific measures for the benefit of ST women and those from Scheduled Areas/Tribal Areas.

Agenda Item VII	Draft Cabinet Note for Amendments in the Constitution (Scheduled Castes) Order, 1950 so as to modify the lists of Scheduled Castes in respect of three States viz. Haryana, Karnataka and Odisha
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24. Ministry of Tribal Affairs vide letter No. 12014/3/2012-C&LM-I dated 25/02/2013 have sought comments of the Commission with reference to the Ministry of Social Justice and Empowerment letter No. 12016/1/2003/SCD(RI. Cell) dated 13/02/2013 on the draft Cabinet Note for amendments in the Constitution (Scheduled Castes) Order, 1950 so as to modify the lists of Scheduled Castes in respect of three States viz. Haryana, Karnataka and Odisha. Since the proposal relates to modify the list of Scheduled Castes and no existing ST Community was being deleted or re-categorised as SC, the Commission decided to offer no other comments on the proposal.

Agenda Item VIII	Draft Cabinet Note on National Early Childhood Care and Education (ECCE) Policy
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25. Ministry of Tribal Affairs vide letter No. 17011/18/2013-P&M dated 13/03/2013 have sought comments of the Commission with reference to the Ministry of Women and Child Development letter No. 6-3/2009-ECCE dated 01/03/2013 on Draft Cabinet Note on National Early Childhood Care and Education (ECCE) Policy.

26. The Commission has noted that in India there are about 158.7 million children under six years of age as per Census, 2011, who need holistic and integrated Early Childhood Care and Education (ECCE) inputs for their optimum development. ECCE is critical for breaking the inter-generational cycle of multiple disadvantages and for providing equality to all children to realize their full potential. The Govt. has approved strengthening and restructuring of ICDS on 24-9-2012 in which Anganwadi Centre would now be repositioned as Vibrant ECD Centre to become the first outpost for health, nutrition and early learning with revised package of services to focus on under-3 children and improvement in quality of ECCE. A rapid increase in number of nursery, kindergarten, day-care centres etc., has been seen even in rural areas, by the private service providers that provide or claim to provide services falling in the ambit of ECCE. The private service providers have a legacy of remaining unorganized and informal without any ground rules or regulations. As a result quality of care and education for the early childhood varies hugely across various service providers, and their programmes are generally characterized by inadequacies, which are often developmentally in-appropriate for the children and are at times financially and emotionally exploitative. The Ministry of Women and Child Development has therefore proposed a draft National Early Childhood Care and Education Policy (ECCE).

27. The Commission noted that the proposed policy envisage a vision to achieve holistic development and active learning capacity of all children below 6years of age by promoting free, universal, inclusive, equitable, joyful and contextualized opportunities for laying foundation and attaining full potential. The policy envisage National Curriculum Framework for ECCE for all children below 6 years of age..

28. Commission noted that the problems and need of the Scheduled Tribes are much different from those of the general population. Looking at the facts that tribal areas lack various facilities hitherto available in urban as well as rural areas, there was need to make special emphasis in the policy about the children belonging to Scheduled Tribes and those living in Scheduled Areas/ Tribal areas. However the proposed policy and the curriculum do not speak about the applicability of the Policy to the Scheduled Tribes and the Scheduled Areas/ Tribal areas in the


Dr. RAMESHWAR ORAON
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country. The Commission, therefore, recommended that the sponsoring Ministry may incorporate a separate Chapter within the policy and the Curriculum framework to ensure equitable flow of benefits to the tribals.

Agenda Item IX	Inclusion of 'Karbi (Mikir)' community residing in plain area of Assam at Sl. No. 11 in the list of Scheduled Tribes in Assam.
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29. The Ministry of Tribal Affairs vide letter No. 12016/3/2000-TA(RI)-C&LM(pt-I) dated 27/28 Feb. 2013 have sought comments of the Commission on inclusion of 'Karbi (Mikir)' community residing in plain area of Assam at Sl. No.11 in the list of Scheduled Tribes in Assam. The MTA has informed that the Registrar General of India vide DO letter No. 8/1/2006-SS(Assam) Pt dated 11/09/2006 has supported the inclusion of 'Karbi (Mikir)' community residing in plain area of Assam in the lists of Scheduled Tribes in Assam.

30. The Commission noted that RGI took more than three years in communicating their views to the MTA in response to their letter dated 15/12/2003. The Commission further noted that the Ministry of Tribal Affairs have taken more than 6 years to forward the proposal to NCST in Feb., 2013 as the proposal was recommended by the RGI much earlier vide their letter dated 11/09/2006. MTA has also not forwarded to the Commission the proposal of the State Govt. as required in term of the modalities prescribed for inclusion in, exclusion from and other modifications in the orders specifying Scheduled Castes and Scheduled Tribes, as communicated vide Ministry of Social Justice & Empowerment letter No.12016/36/96-SCD(R.L.Cell)-Vol.III dated 30/07/2002. The Commission, therefore, desired that MTA may be asked to forward a copy of the detailed proposal of the State Govt. and the detailed recommendation/ views made by the Registrar General of India in the matter, as well as any other relevant material /information furnished by the State Govt. since 2003 in the matter along with the reasons for keeping the proposal pending for such a long time, for re-submission of the case before the Commission.

Agenda Item X	Draft Cabinet Note on HR Policy for E-Governance
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31. Ministry of Tribal Affairs vide letter No. 17011/15/2013-P&M dated 06/03/2013 have sought comments of the Commission with reference to the

Deptt. of Electronics & Information Technology letter No. N-14/4/2013-egove2 on Draft Cabinet Note on HR Policy for E-Governance.

32. The proposal seeks the approval of the Cabinet to put in place Institutional mechanisms and Human Resource (HR) Policies for e-Governance, based on the recommendations of the Expert Committee set up under the chairmanship of Nandan Nilekani, Chairperson of the UIDAI, to suggest measures to bridge human resource capacity gaps in key e-Governance initiatives. The proposal is for setting up institutional structure and positions with defined roles and responsibilities, in the Ministries/ Departments of Government of India to address the inadequacies in supporting the implementation of the Mission Mode Projects (MMPs) and other key initiatives. The HR policy for e-Governance *inter-alia* includes the following:

- (i) Redefining the role of NIC and augmenting its strength
- (ii) Creation of Chief Information Officer function, Expert Team and an Electronics Services Division in all Central Line Ministries.
- (iii) Creation of dedicated Project Teams for key e- Governance Projects
- (iv) Induct high caliber external talent into the Government through an enabling environment including near market compensation and delegation of Powers
- (v) Setting up of an e-Governance Academy.

33. Since the proposal is meant for successful conceptualization and implementation of E-Governance project, the Commission recommended for further processing of the propose policy.

Agenda Item XI	Inclusion of 'Kisan' community as synonym of Nagesia, Nagasia listed at Sl. No. 32 in the list of Scheduled Tribes of Chhattisgarh State
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34. Ministry of Tribal Affairs vide letter No. 12026/05/2012-C&LM-I dated 11/03/2013 have sought comments of the Commission with reference to the Registrar General of India DO No. 8/1/2012-SS (Chhattisgarh) dated 06/03/2013 on proposal of the State Government for Inclusion of 'Kisan' community as synonyms of Nagesia, Nagasia listed at Sl.No. 32 in the list of Scheduled Tribes of Chhattisgarh State.

35. The Commission noted that in accordance with the comments of the RGI on the proposal, communicated vide letter dated 6/3/2013 that in pursuance to the Scheduled Caste and Scheduled Tribes Orders (Amendment) Act, 2002, Nagesia tribe was notified as synonyms of Kisans in STS list of 3 neighbouring States viz: Bihar, Jharkhand and Orissa. The RGI has, highlighted that said amendment further strengthens the claim of the Chhattisgarh Govt. that Kisan is synonyms of Nagesia tribe notified in the STs list. In course of time the title Kisan became the synonym of Nagesia and also entered in their land revenue records. Further, based on the information furnished by the State Govt. as well as given in the standard published ethnographic literature, the RGI has agreed with the proposal.

36. The Commission further noted that as per the Annual Report of the MTA, the position with regard to inclusion of Kisan and Nagesia/Nagasia Communities in the list of Scheduled Tribes in respect of various States is as under:

Sl.No.	State	Name of Community included
19	Bihar	Kisan, Nagesia
32	Chhattisgarh	Nagesia, Nagasia
18	Jharkhand	Kisan, Nagesia
34	Madhya Pradesh	Nagesia, Nagasia
32	Orissa	Kisan, Nagesar, Nagesia
19	West Bengal	Kisan
32	West Bengal	Nagesia
34	Maharashtra	Nagesia, Nagasia

37. The Commission noted that the Kisan community was separately included at Sl. No. 19, 18 and 32 in the list of STs in respect of the States of Bihar, Jharkhand and Orissa respectively. The Commission also noted that as per the report furnished by RGI, the term "Kisan" communicate an occupational name used mainly for Nagesia/ Nagasia of Central and Eastern States. In respect of Madhya Pradesh wherefrom the State of Chhattisgarh came into existence after bifurcation of the State, Nagesia/ Nagasia is listed at Sl.No. 34, while Nagesia/ Nagasia community in Chhattisgarh is existing at Sl.No. 32. Therefore, the need to include Kisan as a synonym to Nagesia and Nagasia listed at Sl.No.32 in the state of Chhattisgarh should be examined also taking into account the rationalization of nomenclature contained in the scheduled list in respect of all Central and Eastern States. The Commission, therefore, desired that MTA may re-submit the proposal after receipt of requisite clarifications from the concerned

State Governments. The State Governments may also be requested to indicate the population and caste status and anthropological, ethnographic and cultural features of the Kisan Community in the State.

38. The Commission also decided that a Member of the National Commission for Scheduled Tribes may be deputed to ascertain socio-economic conditions of the "Kisan" community in the Chhattisgarh State and also their position in context of the prescribed criteria for specification of a community as Scheduled Tribes viz.; (a) indication of primitive traits; (b) distinctive culture; (c) geographical isolation; (d) shyness of contact with the community at large; and (e) backwardness.

Agenda Item XII	Draft Note for the Cabinet for Official amendments to the Marriage Laws (Amendment) Bill 2010
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39. Ministry of Tribal Affairs vide letter No. 17011/17/2013-P&M dated 13/03/2013 have sought comments of the Commission on Draft Note for the Cabinet Official amendments to the Marriage Laws (Amendment) Bill 2010 received from the Ministry of Law & Justice vide DO No. 11(1)/2010-Leg.III (Vol.III) dated 04/03/2013.

40. The Commission noted that the proposal is aimed at provision for irretrievable breakdown of marriage as a ground for grant of divorce and to provide adequate safeguards to parties to the marriage who file petition for grant of divorce by mutual consent or for grant of divorce on the ground of irretrievable breakdown of marriage.

41. The Commission noted that the proposed amendment is a step towards social reform in the area of marriage institutions and recommended its further processing, but keeping in view and without drastically disturbing the traditional customs and customary laws prevalent among various tribal communities in each tribal region of the country.

Agenda Item XIII	The Chhattisgarh Dharma Swatantraya (Sansodhan) Bill, 2006
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42. Ministry of Tribal Affairs vide DO No. 16014/1701/2013-C&LM-I dated 14/03/2013 have sought comments of the Commission on the Chhattisgarh

Dharma Swatantraya (Sansodhan) Bill, 2006 received from the Ministry of Home Affairs vide OM No. 17/03/2013-Judl.&PP dated 01/03/2013.

43. The Commission was informed that after creation of Chhattisgarh State out of Madhya Pradesh State as per the Madhya Pradesh Re-organisation Act, 2000, various Acts and Laws then existing in the erstwhile Madhya Pradesh State were adopted as it is by the Government of Chhattisgarh. From the documents received alongwith the above proposal it is evident that the MP Dharma Swatantraya Adhiniyam, 1968 was also adopted by the Government of Chhattisgarh as Chhattisgarh Dharma Swatantraya Adhiniyam, 1968. By the present proposal, the State Government has proposed to amend the above Act for incorporating deterrent provisions for higher punishment conversion of religion by use of force, allurement or by fraudulent means. The Statement of Objects and Reasons attached to the bill states as follows:

44. Conversion of one religion to another by use of force allurement or by fraudulent means is sometime common in the State of Chhattisgarh specially in the Tribal areas. To prevent the persons from conversion by use of force, allurement or by fraudulent means, deterrent provision in the existing the Chhattisgarh Dharma Swatantrya Adhiniyam, 1968 (No. 27 of 1968) is necessary. Hence the State Government has decided to amend the Chhattisgarh Dharma Swatantrya Adhiniyam, 1968 (No. 27 of 1968).

45. The Commission noted that the objective of the proposed amendment was to protect tribals from forced conversion of their religion. The Commission, therefore, agreed to the proposed amendment in principal. The Commission, however, noted that the Bill was introduced in the Chhattisgarh Legislative Assembly on 07/08/2006 and by the Assembly also passed the Bill on the same day, but it has been sent to the Ministry of Home Affairs in January 2013 only for obtaining assent of the President on the Bill. The delay in sending the Bill for assent has not been explained. The Union and the State Government, has therefore to ensure that the Bill has not lapsed and there was no need to re-introduce the Bill in the State Assembly afresh due to lapse of over six years since August 2006.

Agenda Item XIV	Inclusion of 'Dhanuhar/Dhanuwar' community as synonyms of Dhanwar, at Sl.No. 14 in the list of Scheduled Tribes of Chhattisgarh State
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46. Ministry of Tribal Affairs vide letter No. 12016/04/2012-C&LM-I dated 12/03/2013 have sought comments of the Commission on the Inclusion of 'Dhanuhar/ Dhanuwar' community as synonyms of Dhanwar, at Sl.No. 14 in the list of Scheduled Tribes of Chhattisgarh State. The recommendation of the Registrar General of India made vide his DO No. 8/01/2003-SS (Chhattisgarh)-Pt. dated 06/03/2013 has also been received along with the proposal.

47. The Commission noted that RGI vide letter dated 06/03/2013 has supported the proposal based on the standard published ethnographic literature and other material available with them. It is stated that DHANUHAR and DHANUWAR are synonym of the DHANWAR community specified as ST in relation to the State of Chhattisgarh as DHANUHAR (धनुहार) and DHANUWAR (धनुवार) are the terms used in colloquial language for DHANWAR (धनवर). It is also noted from the study conducted by the Govt. of Chhattisgarh that the total population of the DHANUHAR/ DHANUWAR Community is 1065 out of which male population is 543 (50.99%) and female population is 522 (49.01%) and therefore this name should be added as synonym to the existing entry of DHANWAR. In view of the study report of the State Government and the opinion of the Registrar General of India, the Commission recommended accepting the proposed amendment.

Any Other Matter

48. The Commission observed that in respect of the proposals being received from the Ministry of Tribal Affairs for deciding claims for inclusion in, exclusion from the lists of Scheduled Tribes and other modifications in the orders specifying Scheduled Castes and Scheduled Tribes list, the Commission is not in a position to conduct interaction with experts etc. in the fields of anthropology, ethnography and other social sciences or studies due to extreme shortage of staff and paucity of funds which have been repeatedly brought to the notice of MTA. Commission is also facing similar problems while examining the proposals seeking advice/ comments of the Commission on policy matters received from MTA/other

Ministries and Departments as Commission is having acute shortage of staff and infrastructure clubbed with meagre budgetary support. The Commission directed that the MTA may be asked to provide requisite resources including manpower and financial support to the Commission to make the Commission function effectively.

49. The meeting ended with vote of thanks to the Chair.

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Rameshwar Oraon
Dr. RAMESHWAR ORAON
Chairperson
National Commission for Scheduled Tribes
Govt. of India
New Delhi

ANNEXURE**ATTENDANCE SHEET****National Commission for Scheduled Tribes**

44th Meeting of the Commission held at 16:00 hrs. on 21/02/2013 in the Chamber of the Chairperson, National Commission for Scheduled Tribes - List of participants.

S. No. Name and Designation

National Commission for Scheduled Tribes

1. Dr. Rameshwar Oraon, Chairperson (in Chair)
2. Smt. K. Kamala Kumari, Member
3. Shri Bheru Lal Meena
4. Shri Aditya Mishra, Joint Secretary
5. Shri M. S. Chopra, Director
6. Smt. Saroj Jaisia, Deputy Secretary
7. Smt. K. D. Bhansor, Deputy Director
8. Shri R.C. Durga, Consultant
9. Shri S.P. Meena, Assistant Director