



सत्यमेव जयते

भारत सरकार

राष्ट्रीय अनुसूचित जनजाति आयोग

GOVERNMENT OF INDIA

NATIONAL COMMISSION FOR SCHEDULED TRIBES

No. 1/6/08-Coord.

छठी मंजिल, 'बी' विंग, लोक नायक भवन  
खान मार्केट, नई दिल्ली-1100036th Floor, 'B' Wing, Lok Nayak Bhawan  
Khan Market, New Delhi - 110 003

05.08.2008

Dated .....

To

- 1) Smt. Urmila Singh, Chairperson
- 2) Shri Maurice Kujur, Vice-Chairperson
- 3) Shri Tsering Samphel, Member
- 4) Shri Oris Syiem Myriaw, Member
- 5) Shri Raghuvendra Singh Sirohi, Secretary

**Sub: Summary record of the meeting of the National Commission for Scheduled Tribes held on 29.07.2008**

Sir,

I am to refer to the above subject and to say that the meeting of the Commission was held at 11:30 A.M. on 29.07.2008 in the Conference Room of the Commission as scheduled. The meeting was presided over by Smt. Urmila Singh, Chairperson, National Commission for Scheduled Tribes. A copy of the Summary Record of the meeting is enclosed for information.

(Aditya Mishra)  
Joint Secretary

Copy with copy of 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 18.08.2008 positively:

- (i) Director (RU-I & RU-II)
- (ii) Director (RU-III & Coord.)
- (iii) Dy. Secretary (RU-IV & Admn.)
- (iv) US (Admn.)
- (v) PS to Chairperson/ PS to Joint Secretary
- (vi) AD/RO Incharge-RU-I/ RU-II/RU-III/ RU-IV/Coord/ SO (Admn.) / AD(OL).
- (vii) Director/ Assistant Director/ Research Officer in Regional Offices of National Commission for Scheduled Tribes at Bhopal/ Bhubar. swar/ Jaipur/ Raipur/ Ranchi/ Shillong.

(R.C. Durga)  
Director (Coord.)

## NATIONAL COMMISSION FOR SCHEDULED TRIBES

**Subject: Summary record of the meeting of the National Commission for Scheduled Tribes held at 11:30 AM on 29.07.2008.**

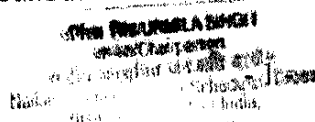
A meeting of the Commission was held at 11:30 AM on 29.07.2008 in the Conference room of the Commission in Lok Nayak Bhawan New Delhi. The meeting was presided over by Smt. Urmila Singh, Chairperson, National Commission for Scheduled Tribes. List of participants is enclosed at **ANNEX-I**.

2. Brief details of the discussions held in the meeting, **agenda item-wise**, are as given below:

**Agenda Item I Proposal of Ministry of Social Justice & Empowerment received through Ministry of Tribal Affairs for Amendments in the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989**

The Commission discussed the proposal for amendment to the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and unanimously agreed to endorse the proposed amendments. The Commission also desired that the following steps to be taken to make the proposed amendment meaningful:

- (i) The Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Rules, 1995 should also be amended to carry out the provisions of the Act as per the proposed amendment.
- (ii) The Commission noted that information about registration of cases of atrocities on Scheduled Tribes is regularly collected and compiled by National Crime Records Bureau. In view of the provisions of new sub section 2(A) under Section 21, proposed to be inserted vide the amendment, the information will also be reported to the National Commission for Scheduled Tribes. On receipt of information about registration of cases under PoA Act, the National Commission for Scheduled Tribes will have to investigate the cases as per mandate of the Commission under Clause (5) of Article 338A of the Constitution. Consequently, the workload relating to investigation and monitoring of cases of atrocities on Scheduled Tribes in this Commission will increase manifold. The Commission desired that to enable due attention and monitoring of such cases, a Special Cell, equipped with adequate manpower and infrastructure facilities will be required to be created in the Commission. Accordingly, the Ministry of Tribal Affairs should request the Ministry of Social Justice & Empowerment to incorporate provision for creation of a Special Atrocity Cell/ Unit with requisite complement of staff in the Commission in the Financial Memorandum to be enclosed with the Bill for amendment of the Act. A detailed proposal for setting up this Cell/ Unit may be submitted to the Ministry of Tribal Affairs in due course after the proposed amendments are notified.



*Urmila Singh*

**Agenda Item II Draft Note for the Cabinet regarding setting up an Equal Opportunity Commission**

- a) The draft Note for the Cabinet regarding setting up an Equal Opportunity Commission was discussed in the meeting at length. The Commission expressed the view that the Constitution of India provides for safeguarding the rights of two specially deprived groups of communities through the institutions of two special Commissions namely; the National Commission for Scheduled Tribes, and the National Commission for Scheduled Castes. These Commissions had their genesis in the Office of Special Officer (Commissioner) for SCs and Scheduled Tribes provided under Article 338 of the Constitution since the adoption of the Constitution. Similarly, separate Commissions have been set up for safeguarding the rights of Minorities, Linguistic Minorities (Commissioner), Women, Children, Backward Classes, Nomadic & Denotified Tribes, disabled (Commissioner), and Safai Karamcharis. Besides, there also exists a high-powered National Human Rights Commission to protect the rights of all sections of people particularly the disadvantaged ones. The Commission noted that all these Commissions were also mandated to eliminate all forms of discrimination and denial of equal opportunities in all walks of life in relation to specified groups. The Commission also noted that other countries like USA and UK etc. did not have separate Commissions for each category of deprived groups and Equal Opportunity Commissions had been set up by them, primarily, in the context of their concern for the multi-racial migrant population. Therefore, setting up a Commission like Equal Opportunity Commissions may be necessary in those countries.
- b) The Commission noted that the functions proposed to be assigned to the Equal Opportunity Commission, overlapped with the functions assigned the various Commissions mandated to protect the rights of the disadvantaged groups in the respective jurisdiction, which were in addition to the National Human Rights Commission whose area of jurisdiction covered all deprived sections of the society. In view of this, the Commission felt that there was no emergent need for setting up a separate Equal Opportunity Commission to look after the interests of the deprived or discriminated groups, which were already being taken care of by the respective Commissions.
- c) The Commission also observed that instead of creating a separate multi-member Equal Opportunity Commission with provisions for Regional Commissions, the Govt. should consider strengthening the existing Commissions by providing adequate legal authority, manpower and infrastructure to enable them to effectively discharge the functions assigned to them

**Agenda Item III NCST Budget 2008-09 -Expenditure Management- Economic Measures and Rationalization of Expenditure**

Secretary, NCST informed the Commission that more than 70% of the sanctioned budget for the current year in respect of the sub-head 'Domestic Travel' had been spent in the first four months of the year (i.e. upto July, 2008). Besides laying down quarterly targets (as required by the economy instructions), there was an urgent need to

*Usaidha Singh*

defer routine visits by the Members (including Chairperson and Vice-Chairperson) and officers of the Commission till such time the additional allocation under this sub-head, through re-appropriation, was made available for which a proposal was being sent to Ministry of Tribal Affairs. The Commission noted the position and it was decided that henceforth:-

- (a) Only emergent visits (not more than one per month) may be planned by each Member, keeping in view the quarterly target of expenditure (2 lakhs, 3 lakhs, 3 lakhs respectively) and the Annual Action Plan.
- (b) Only one official may accompany the Commission during review visits to States.
- (c) Utmost economy should be observed while getting the air tickets in terms of the economy instructions of the Ministry of Finance (Deptt. of Expenditure) dated 5 June, 2005, a copy of which was circulated among them.

3. The meeting ended with vote of thanks to the Chairperson.

*Uday Singh*  
5.8.2008  
Chief Executive Officer  
Tribal Commission  
Tribal Affairs  
Ministry of Tribal Affairs  
New Delhi

**National Commission for Scheduled Tribes**

**Meeting of the Commission on 29.07.2008 at 11:30 AM in the Conference Room of the Commission-List of participants.**

<b><u>S.No.</u></b>	<b><u>Name and Designation</u></b>	<b><u>Signature</u></b>
1.	Smt. Urmila Singh, Chairperson	(In Chair)
2.	Shri Maurice Kujur, Vice-Chairperson	
3.	Shri Tsering Samphel, Member	
4.	Shri Oris Syiem Myriaw, Member	
5.	Shri R.S. Sirohi, Secretary	
6.	Shri Aditya Mishra, Joint Secretary	
7.	Shri R.C. Durga, Director	
8.	Shri Vinod Aggarwal, Director	
9.	Shri R.P.Vasishth, Deputy Secretary	
10.	Shri K.N. Singh, PS to Chairperson	