

PROCEEDINGS OF THE MEETING OF THE COMMISSION HELD UNDER
THE CHAIRMANSHIP OF SHRI KUNWAR SINGH, CHAIRPERSON OF THE
COMMISSION ON 20TH JULY, 2006 AT NEW DELHI

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I. The following were present :-

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| i) Sh.Kunwar Singh | Chairman |
| ii) Sh.Gajendra Singh Rajukheri | Vice-Chairman |
| iii) Sh.Buduru Srinivasulu | Member |
| iv) Smt.Prem Bai Mandavi | Member |
| v) Ven.Lama Lobzang | Member |
| vi) Sh.K.K.Gupta | Secretary |
| vii) Sh.K.N.Singh | Joint Secretary |

II. The Agenda Items (as circulated vide No.6/3/2006-C.Cell dated 13.7.06, 18.7.06 and 19.7.06) discussed and the decisions taken were as under:

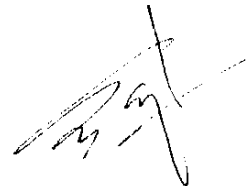
a) **Comments of the Commission on the draft National Tribal Policy (Agenda item No. i)**

The note circulated by the Secretary regarding modifications in para 19(I), concerning the Scheduled Tribes Commission was endorsed. However, there are various issues in other paras of the policy on which the Commission would like to send comments/suggestions and therefore, it was decided that comments from Chairman, Vice-chairman and Members would be received by the Secretary by 25th of July 2006. All the comments received would be discussed in the meeting to be held by the Chairperson with the Vice-Chairman and other Members on 26 July, 2006. The final comments as approved in this meeting would be sent to Ministry of Tribal Affairs so as to reach them latest by 5th of August, 2006.

b) **Restructuring the existing operational wings of the Commission (Agenda items No. ii & v)**

While discussing this item, it was pointed out that the designation and notification of Vigilance Officer, Grievances Officer and Information Officer do not figure in the proposal. After detailed deliberations on the agenda note concerning this item, the Commission decided as under:

- 1) The work distribution shall be on the basis of group of Central Ministries/Departments (including respective PSEs) and the



group of States/ UTs and all the three functions, namely Services, Atrocities and Development would be under the charge of same Unit;

- 2) There shall be 4 Research Units, each one of which shall be entrusted the responsibility of a group of Central Ministries/Departments and a group of States/ UTs
- 3) Each Research Unit shall be headed by a Director and will have a team of junior officers of various levels to assist him.
- 4) In addition to 4 Units, Administration Unit shall also continue to operate as is the case now. Co-ordination Cell, the Vigilance Cell, the Grievances Cell and the Information Cell shall be part of this Unit and it shall function under the direct control of Joint Secretary.
- 5) The current vacancy of Director at Bhubaneswar shall be transferred to the Headquarters and reference to the quarter concerned would be accordingly modified for filling up the vacancy.
- 6) The case regarding transfer of Director from Jaipur shall be examined in depth on the file and action will be taken with the approval of the Chairman.
- 7) The case regarding grouping of Central Ministries/Departments/PSEs and the States/UTs shall be submitted on the file for approval of the Chairman. While doing such groupings, care shall be taken to make a balanced distribution of work load amongst the 4 Units.
- 8) The deployment of officers/officials in various units is to be done by the Secretary as the powers to do so is vested in him according to the Rules of Procedures of the Commission.
- 9) The transfer of officials along with post from field units to Headquarters, as proposed in the agenda, was approved subject to the condition that genuine personal problems of lower level functionaries shall be given due consideration.

c) Calendar of Review Meetings (Agenda item No.iii)

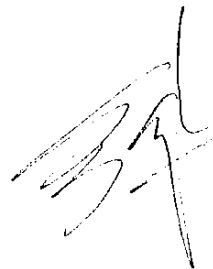
The proposal, to hold 2 Review Meetings every month by the Commission for the period August 2006-March 2007, was approved. However, the Central and State organizations to be taken up for review during the period up to March would be decided separately on the file with the approval of the Chairman.



d) Large scale vacancies against sanctioned posts in the Commission (Agenda items No.iv & vi)

The Commission noted with grave concern that large number of vacancies against various sanctioned posts have not been filled up by the concerned cadre controlling authorities despite numerous references from the Commission. A stage has now come when the work of the Commission is getting seriously hampered due to non filling of these vacancies. After discussing the matter in all its ramifications, the Commission decided as under:

- 1) Immediate reference shall be made to Ministry of Home Affairs requesting for the services of an IPS Officer on deputation basis as SP in the Commission. Copy of this communication should be endorsed to Ministry of Tribal Affairs.
- 2) Since no offer has been received for the post of Law Officer, action should be taken to hire the services of suitable eligible person on contract basis so that the current handicap of the Commission in legal matters (particularly in view of the fact that Commission being a Statutory Authority is required to discharge its functions in *quasai* judicial manner) is immediately rectified.
- 3) Vacant posts of Sr. Hindi Translator, Accountant, PAs, UDCs, LDCs as proposed in the agenda may be filled up temporarily on contract basis till such time regular officers are made available against these posts by the Cadre Controlling Authorities. Apart from these posts, even the posts belonging to Joint Cadre such as Directors, Dy. Directors, Asstt. Directors, Research Officers, Sr. Investigators and Investigators, are also lying vacant and numerous reminders to the concerned quarters have proved completely fruitless so far. Since the work of the Commission is badly suffering because of these vacancies, and, **therefore, in case the Joint Cadre Controlling Authorities remain unresponsive for a further period of one month then the Commission would be left with no alternative except resorting to the contractual mode of filling up the vacancies to meet the bare minimum requirement for purposes of running the affairs of the Commission smoothly.**
- 4) The post of Asstt. Director (Programming) may be filled up on deputation basis through NIC failing which on contract basis.
- 5) The vacant post of Librarian-cum-documentation Assistant may be filled up on deputation basis failing which on contract basis.
- 6) In case Ministry of Finance approves our proposal to have a three wheeler, action should be initiated to fill-up the post of Dispatch Rider on deputation/contract basis.



- 7) In case of the isolated posts, the process of framing the Recruitment Rules, wherever required according to Rules, should be simultaneously initiated.
 - 8) The reference regarding additional requirement of 4 Regional Offices along with all the attached staff, and the additional posts in the existing offices, as already identified, should be immediately made to the concerned quarter. While sending this case, it should be ensured that at each of the field offices of the Commission there should be an officer of the level of Research Officer, at least, having a Sr. Investigator, a typist and a peon to man the office effectively.
 - 9) The case regarding providing of staff to Chairman, Vice-Chairman and Members needs to be examined thoroughly in the light of the approved norms fixed by the Govt. and action should be taken to ensure availability of requisite support to facilitate proper functioning of the Commission.
- e) **Systems and Procedures for holding Meetings and Hearings of the Commission (Additional Agenda item)**

The proposal was approved. However, it was decided that the current practice of holding Hearings individually shall be continued in case of routine & minor cases, and in case of the major cases involving vital policy issues for incorporation in Commission's Report or cases in which major review of the state is to be done, the system and procedure as proposed in the agenda item shall be followed. It was also decided that whenever the Chairman/VC/Member so desires, the Hearings of the Commission shall be held in Conference Room.

- f) **Concern about the killings of Tribals in Dantewada, district of Chhattisgarh**

The Commission expressed grave concern over the recent killings of Tribals in Dantewada, district of Chhattisgarh, and decided to depute a two member team of the Commission, comprising the VC and a Member (Smt. Prem Bai Mandavi) for an on the spot study and review of the action taken by the State Govt. in this behalf.

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

Chairman

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