



भारत सरकार
राष्ट्रीय अनुसूचित जनजाति आयोग
NATIONAL COMMISSION FOR TRIBES

संख्या/ No.- 1/4/09-Coord

दिनांक/ Date: 03/07/2009


To

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

Sub: Summary record of the 12th meeting of the National Commission for Scheduled Tribes held on 30/06/2009.

Sir,

I am to refer to the above subject and to say that 12th meeting of the National Commission for Scheduled Tribes was held at 1500 hrs. on 30.06.2009 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. A copy of the Summary Record of the meeting is enclosed for information and record.


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

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 15.07.2009 positively:

- (i) Director (RU-I & RU-II)
- (ii) Director (RU-III & Coord.)
- (iii) Dy. Secretary (RU-IV & Admn.)
- (iv) Dy. Director (RU-IV)
- (v) US (Admn.)
- (vi) AD/ RO Incharge-RU-I/ RU-II/ RU-III/ RU-IV/ Coord/ SO (Admn.) / AD(OL).

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

1. PS to Chairperson/ PPS to Secretary/ PS to Joint Secretary.
2. Director/ Assistant Director/ Research Officer in Regional Offices of National Commission for Scheduled Tribes at Bhopal/ Bhubaneswar/ Jaipur/ Raipur/ Ranchi/Shillong.


(R.C. Durga)



भारत सरकार

राष्ट्रीय अनुसूचित जनजाति आयोग

संख्या/ No.- 1/4/09-Coord

दिनांक/ Date: 03/07/2009


To

- 1) श्रीमती उर्मिला सिंह, अध्यक्ष
- 2) श्री मोरीस कुजुर, उपाध्यक्ष
- 3) श्री छेरिंग सम्केल, सदस्य
- 4) श्री वरीस सीयम मारीयाव, सदस्य

विषय: राष्ट्रीय अनुसूचित जनजाति आयोग की दिनांक 30.06.2009 को हुई 12वीं बैठक का संक्षिप्त अभिलेख।

महोदय/महोदया,

मुझे उपर्युक्त विषय का उल्लेख करते हुए यह कहना है कि आयोग की 12वीं बैठक आयोग के सम्मेलन कक्ष में दिनांक 30.06.2009 को निर्धारित समय के अनुसार दोपहर 3:00 बजे हुई थी। बैठक की अध्यक्षता श्रीमती उर्मिला सिंह, अध्यक्ष, राष्ट्रीय अनुसूचित जनजाति द्वारा की गई। बैठक के संक्षिप्त अभिलेख की एक प्रति सूचना एवं अभिलेख हेतु संलग्न है।



(रमेश चन्द्र दुर्गा)
निदेशक (समन्वय)

प्रतिलिपि, बैठक के संक्षिप्त अभिलेख की एक प्रति सहित, निम्नलिखित अधिकारियों को इस अनुरोध के साथ अग्रेषित कि बैठक में लिए गए निर्णयों पर की गई कार्रवाई के बारे में सूचना प्रत्येक संबंधित एकक/ कार्यालय द्वारा दिनांक 15.07.2009 तक अवश्य ही समन्वय एकक को भेज दी जाए।

- (i) निदेशक (आर0यू0-I और आर0यू0-II)
- (ii) निदेशक (आर0यू0-III और समन्वय एकक)
- (iii) उप सचिव (आर0यू0-IV और प्रशासन)
- (iv) उप निदेशक (आर0यू0-IV)
- (v) अवर सचिव (प्रशासन)
- (vi) सहायक निदेशक/अनुसंधान अधिकारी प्रभारी- आर0यू0-I/ आर0यू0-II/ आर0यू0-III/ आर0यू0-IV/ समन्वय/ अनुभाग अधिकारी (प्रशासन)/ सहायक निदेशक (राजभाषा)।

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

1. अध्यक्ष महोदया के निजी सचिव/सचिव महोदय के प्रधान निजी सचिव/संयुक्त सचिव के निजी सचिव।
2. राष्ट्रीय अनुसूचित जनजाति आयोग के भोपाल/ भुवनेश्वर/ जयपुर/ रायपुर/ रांची/ शिलांग स्थित क्षेत्रीय कार्यालयों में निदेशक/ सहायक निदेशक/ अनुसंधान अधिकारी।


(रमेश चन्द्र दुर्गा)

NATIONAL COMMISSION FOR SCHEDULED TRIBES

Sub : Summary record of the 12th meeting of the National Commission for Scheduled Tribes held at 1500 hrs. on 30.06.2009.

The 12th meeting of the National Commission for Scheduled Tribes, originally scheduled to be held at 11:30 Hrs., was held at 1500 hrs. on 30.06.2009 due to unavoidable engagement of Hon'ble Chairperson in the forenoon. The meeting was held in the Conference room of the Commission in Lok Nayak Bhawan New Delhi and was presided over by Smt. Urmila Singh, Chairperson, National Commission for Scheduled Tribes. List of participants is enclosed at ANNEXURE.

2. There were 5 Agenda Items for discussion. Two Additional Agenda Items were discussed at the suggestion of Secretary, National Commission for Scheduled Tribes. Summary record of the discussions held in the meeting, **agenda item-wise**, is given below:

Agenda Item I Amendment of Rules of Procedure of NCST

The matter was deferred for discussion in the future meeting after a consolidated proposal was ready for consideration.

Agenda Item II Constitution of separate cadre for the posts of Investigator and Sr. Investigator of NCST

As 6 out of 8 posts of Sr. Investigator and 9 out of 10 posts of Investigator in National Commission for Scheduled Tribes have been lying vacant for several years and the National Commission for Scheduled Castes, which is the Cadre Controlling Authority for these posts as well as Ministry of Social Justice & Empowerment which is overall Cadre Controlling Authority for the Joint Cadre posts, have not taken requisite steps to fill up these vacancies, the work in the Commission and its Regional Offices had been affected seriously. In order to have effective Administrative control over the management and filling of these posts in the Commission, the Commission re-iterated its decision to have separate cadres for the post of Investigators and Sr. Investigators of National Commission for Scheduled Tribes; and, if necessary, for higher level posts also.

Agenda Item III Draft comments on WP No.6337 of 2008 in Chhattisgarh High Court at Bilaspur, filed by Shri M.K. Chaudhary & Ors Vs. State of Chhattisgarh & 12 Ors regarding denial of promotion to SCs and STs Officers of Chhattisgarh State Electricity Board after bifurcation of Madhya Pradesh State Electricity Board, consequent to re-organisation of MP State in the year 2000.

Urmila Singh

The comments of the Commission on the WP and the draft material for affidavit prepared on the basis of the comments were discussed in detail. The Commission approved the comments particularly the comments in regard to the incorporation of the recommendations of the Commission contained in para 3.9.7 of its second Report for the year 2006-07 by way of a possible solution to the problem. The Commission was informed that the draft affidavit will be sent to the Assistant Solicitor General of India at Bilaspur for preparing the final affidavit to be filed on behalf of the National Commission for Scheduled Tribes in the High Court of Chhattisgarh at Bilaspur in the above WP.

**Agenda Questionnaire by the Commission on Center-State Relations
Item IV**

Draft comments on behalf of the Commission on certain paras, pertaining to Scheduled Tribes, tribal and Scheduled areas, in the Questionnaire received from the Commission on Centre State Relations were discussed. The draft comments were approved by the Commission.

**Agenda The Scheduled Castes and Scheduled Tribes (Reservation in Posts
Item V and Services) Bill 2008 as passed by Rajya Sabha.**

The provision relating to of exemption of some institutions from the scope of reservation in services for Scheduled Tribes on the basis of technical reasons was deliberated. The Commission was not in favour of this clause. However, Commission decided to discuss this Agenda point in the next meeting of the Commission after taking into consideration the comments sent by National Commission for Scheduled Castes also.

**Agenda Census 2011 – Enumeration of migrant ST population – Fresh
Item VI proposal**

(Additional Agenda) The Commission was informed that Registrar General of India and Ministry of Home Affairs as well as Ministry of Tribal Affairs had not favoured its suggestion for enumeration of migrant ST population during Census 2011. The Commission was also informed that inspite of several efforts made by the Commission and assurance given by the Home Minister in his reply, a meeting with Home Secretary had not materialised. It was, therefore, proposed to send a final communication from Hon'ble Chairperson, National Commission for Scheduled Tribes to the Home Minister, Minister for Tribal Affairs and Deputy Chairman, Planning Commission conveying the recommendations of the

U. K. Singh

Commission for reconsideration of the matter by the Govt.

Draft comments prepared on behalf of NCST on the opinion of the Registrar General of India, furnished on the status paper sent by the Commission, were discussed in the meeting. The Commission was of the view that the migrant ST population currently was deprived of various rights and safeguards which was fomenting discontent amongst them also. In order to ensure that they are able to avail those rights and safeguards, it is necessary to know the size of the problem, for which enumeration of migrant ST population alongwith other migrant population is essential. Hon'ble Chairperson informed that she has received a message that the Home Secretary and the Registrar General of India are likely to meet her shortly. However, action may be taken to communicate the Commission's recommendation as proposed and also include the same in the next Report of the Commission.

**Agenda
Item VII
(Additional
Agenda)**

Action Plan for the year 2009-10

Secretary, National Commission for Scheduled Tribes suggested that, like in the previous year, the Commission should approve an Action Plan for the activities/ items of work to be taken up/ completed during the current year 2009-10. Secretary pointed out that while some activities had been completed (as indicated in the note circulated), it had not been possible to undertake State reviews/ review of programmes and policies of Central Ministries as per the Action Plan. Bi-monthly meetings of the Commission had also lapsed out of schedule. He stated that as per the mandate assigned, it shall be the Commission's prime endeavour to undertake first hand review of all States having major tribal concentration of population and Central Ministries with significant bearing on the Constitutional safeguards for Scheduled Tribes, so that a comprehensive and consistent assessment of their implementation is presented through the Annual Reports submitted to the President. The concerned Members were expected to take the lead to schedule the discussions/ reviews on a priority.

It was mentioned that much of the activities relating to review of States and PSUs, as included in the Action Plan for 2008-09, could not be achieved on account of acute shortage of funds under travel sub-head and restrictions on visit of the Commission to various States, since Model Code of Conduct was in force due to conduct of Assembly Elections in

ANIL KUMAR S.A. (P)

Wenka Sindy

various States in November and December, 2008 and due to Parliamentary Election in April-May, 2009. It was suggested that the proposed Action Plan for 2009-10 may take into account the pending activities from the previous year's Action Plan, besides those suggested therein. Review questionnaires had already been sent to all the State Govts. and select Ministries/ PSUs; and the Commission may initially consider conducting reviews in respect of those States/ Ministries/ PSUs which have sent the filled in questionnaires. It was decided that each Research Unit will submit the file containing the reply material to the concerned Member for obtaining convenient dates from them.

3. The Chairperson desired that a special meeting of the Commission may be organized on 03/07/2009 to dispose the Agenda Items pending consideration.
4. The meeting ended with vote of thanks to the Chairperson.

U. Lal Singh
Secretary
National Commission
for Backward Classes
New Delhi, India

ANNEXURE

(w.r.t. Para 1 of the Summary Record)

National Commission for Scheduled Tribes

Meeting of the Commission held on 30.06.2009 at 1500 hrs. in the Conference Room of the Commission- List of participants.

S.No. Name and Designation

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 R.C. Durga, Director
7. Shri Vinod Aggarwal, Director
8. Shri R.P.Vasishth, Deputy Secretary
9. Shri K.D. Bhansor, Deputy Director
10. Shri K.N. Singh, PS to Chairperson