



No. 15/1/MHA/2013-RU-III
Government of India
National Commission for Scheduled Tribes

6th Floor, 'B' Wing,
Lok Nayak Bhawan,
Khan Market, New Delhi
Dated the 3rd January, 2013

To

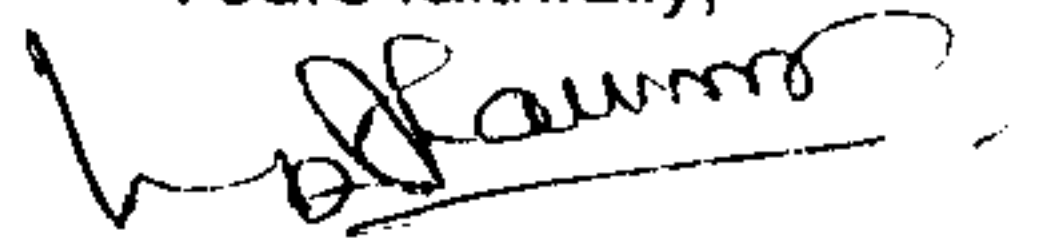
1. Dr. Rameshwar Oraon, Chairperson,
2. Smt. K. Kamla Kumari, Member,
3. Shri Bheru Lal Meena, Member,

**Subject: The Orissa Scheduled Castes , Scheduled Tribes and Backward Class
(Regulation of Issuance and Verification of) Caste Certificates Bill, 2012.**

Sir/Madam,

I am directed to circulate a copy of the O.M. No.12026/41/2012-C&LM dated 20/12/2012 received from Ministry Tribal Affairs seeking comments of NCST on the Orissa Scheduled Castes , Scheduled Tribes and Backward Class (Regulation of Issuance and Verification of) Caste Certificates Bill, 2012. It is requested that views/comments on the draft note may kindly be sent for discussion in the forthcoming meeting of the Commission.

Yours faithfully,


(K. D. Bhansor) Mrs.
Deputy Director

Copy for information and necessary action to;

1. PPS to Joint Secretary.
2. Director (RU-I & RU-II)
3. Deputy Director (RU-III & RU-IV)
4. Consultant (RCD)
5. AD (Coord.)
6. SSA NIC

May the issue
it is *[unclear]*

No. 12026/41/2012-C&LM
Government of India
Ministry of Tribal Affairs

Shastri Bhavan, New Delhi
Dated : 20.12.2012

[Handwritten notes and signatures]

The Secretary,
National Commission of Scheduled Tribes,
Lok Nayak Bhavan,
Khan Market,
New Delhi.

Subject : The Orissa Scheduled Castes, Scheduled Tribes and Backward Classes
(Regulation of Issuance and Verification of) Caste Certificates Bill, 2012.

Sir,

I am directed to forward an OM No. 17/44/2012-Judl. & PP dated 29.11.2012, received from Ministry of Home Affairs on the above subject. The MHA has forwarded "The Orissa Scheduled Castes, Scheduled Tribes and Backward Classes (Regulation of Issuance and Verification of) Caste Certificates Bill, 2012". The bill has been sent to GOI for assent of the President of India. MHA has sought views within six weeks on the bill in respect of the following points :

- i. whether the proposed legislation is Constitutionally valid; or
- ii. whether there is any conflict with an existing Central Law, and, if so, whether the conflict may be consciously permitted; or
- iii. whether the proposed State enactment involves any deviation from existing national or Central policy to its detriment, or would be a hindrance to enactment of uniform laws for the country.

2. You are requested to furnish your comments in the above matter immediately so as to enable this Ministry to send its comments to ^{the} Ministry of Home Affairs.

Yours faithfully,

[Signature]
(Namita Priyadarshini)
Director
Tele : 23073176

Encls. As above.

[Handwritten notes]

13/RO/12
01/01/13

No. 1052
Date 19/12/12

STATE LEGISLATION

No. 17/44/2012-Judl.&PP
Government of India/Bharat Sarkar
Ministry of Home Affairs/Grih Mantralaya

NDCC-II, 4th Floor, Jai Singh Road,
New Delhi-110001, Dated: 29-11-2012.

OFFICE MEMORANDUM

Sub:- The Orissa Scheduled Castes, Scheduled Tribes and Backward Classes (Regulation of Issuance and Verification of) Caste Certificates Bill, 2011.

The undersigned is directed to forward herewith a copy of the Odisha Governor's Secretariat's letter No. 5647/SG (Con.) dated 06-11-2012 alongwith a copy of the aforesaid Bill as introduced and as passed in the State Legislature.

2. According to the Cabinet guidelines for disposal of State Legislative proposals, the Ministries/Departments may examine the Bill and make observations immediately in respect of the following:-

- (a) whether the proposed legislation is Constitutionally valid; or
- (b) whether there is any conflict with an existing Central Law, and, if so, whether the conflict may be consciously permitted; or
- (c) whether the proposed State enactment involves any deviation from existing national or Central policy to its detriment, or would be a hindrance to enactment of uniform laws for the country.

This Ministry may also be advised whether the assent of the President may be accorded to the Bill under article 201 of the Constitution of India.

3. It may be noted that if the views of the Ministries/Departments are not received within six weeks, the Bill would be processed without waiting further for comments, as per the Cabinet Guidelines. If any inconsistency is noticed at a later stage, the concerned Ministry/Department would be held responsible for that.

4. Following receipt of views/comments on the Bill from different Ministries/Departments, the Ministry of Law & Justice (Department of Legal Affairs) is consulted on the matter by this Ministry. Hence, comments on the Bill may be sent without waiting for the views, if sought for, of the Department of Legal Affairs.

Contd...p/2--

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628/DICC-4M
19/12/12

By No. 5885 J.S. (Admin)
Date 18/12/12

AK
18/12

U.S.
Handy
28/12-11

P.I. examine - Sh. Pandit

5. It is requested that comments/views on the Bill may be sent within the prescribed time limit.

Encl : as above.



(Lallana Chhangte)

Under Secretary to the Government of India

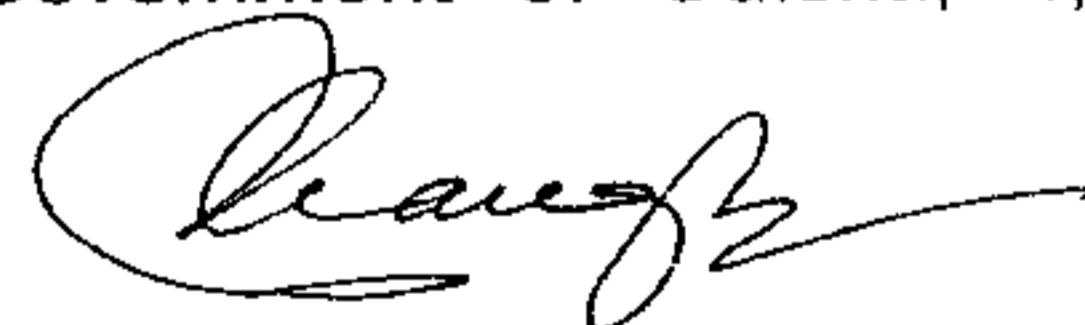
Tele. No.23438095

To

1. Ministry of Social Justice & Empowerment (Shri Anil Goswami, Secretary), Shastri Bhawan, 'C' Wing, New Delhi-110001.
2. Ministry of Rural Development, Department of Rural Development (Shri Subramanyam Vijay Kumar, Secretary), Krishi Bhawan, New Delhi.
3. Ministry of Minority Affairs (Shri Sutanu Behuria, Secretary), Paryavaran Bhawan, CGO Complex, New Delhi-110003.
4. Ministry of Human Resources Development, Department of School Education and Literacy (Shri R. Bhattacharya, Secretary), Shastri Bhawan, New Delhi.
5. Ministry of Human Resources Development, Department of Higher Education (Shri Ashok Thakur, Secretary), Shastri Bhawan, New Delhi.
- ✓ 6. Ministry of Tribal Affairs (Smt. Vibha Puri Das, Secretary), Krishi Bhawan, 'A' Wing, Dr. Rajendra Prasad Road, New Delhi-110001.
7. Ministry of Law & Justice, Legislative Department (Shri V.K. Bhasin, Secretary), Shastri Bhawan, New Delhi.
8. Ministry of Law & Justice, Department of Justice (Shri Devender Kumar Sikri, Secretary), Jaisalmer House, Mansingh Road, New Delhi-110011.
9. Ministry of Personnel, Public Grievances & Pensions, Department of Personnel and Training (Shri P.K. Misra, Secretary), North Block, New Delhi.
10. Ministry of Urban Development (Shri Sudhir Krishna, Secretary), Nirman Bhawan, New Delhi.
11. Ministry of Home Affairs, Judicial Cell (Shri Lokesh Chander Singh, SO), NDCC-II, 4th Floor, Jai Singh Road, New Delhi.

Copy for information (without enclosures) to:-

The Principal Resident Commissioner, Government of Odisha, 4, Bordoloi Marg, Chanakyapuri, New Delhi-110021.



(Lallana Chhangte)

Under Secretary to the Government of India

Tele. No.23438095