



GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR SCHEDULED TRIBES

(A Constitutional Commission set up under Art. 338A of the Constitution to investigate and monitor all matters relating to violation of rights and safeguards provided for STs.)

File No. 15/1/MHA/2013/RU-III

Dated 18/01/2013

To

Smt. Namita Priyadarshee,  
Director,  
Ministry of Tribal Affairs  
Shastri Bhawan,  
New Delhi- 110001


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

Sir,

I am directed to refer to your letter No. 12026/41/2012-C&LM dated 20/12/2012 forwarding a copy of the Caste Certificate Bill, 2011 on the above subject for seeking comments of NCST on the Caste Certificate Bill, 2011 and to say that the subject matter was discussed as Agenda Item No-VII in the 41<sup>st</sup> Meeting of the Commission held on 04/01/2013.

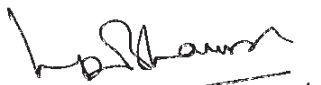
2. Relevant Extracts from the Summary Record of the meeting of the Commission are enclosed for information and further necessary action. It is requested that information about action taken on the views and observations of National Commission for Scheduled Tribes on the subject matter, and the nature and the manner in which those views have been incorporated, may be forwarded to this Commission urgently for including the same in the Annual Report of the Commission.

Yours faithfully,

  
(K. D. Bhansor) Mrs.  
Deputy Director

Copy for information to:-

1. The Secretary Ministry of Home Affairs/Grih Mantralaya NDCC-II, 4<sup>th</sup> Floor, Jai Singh Road, New Delhi-110001 with their letter No 17/44/2012-Judl.&PP dated 29/11/2012 addressed to Ministry of Tribal Affairs.
2. SSA (NIC) for uploading on the Website of NCST
3. Assistant Director (Coordination)

  
(K. D. Bhansor) Mrs.  
Deputy Director

prescribing the deterrent punishment to those who issue and who procure fake caste certificates. MHA have sought comments of the MTA on the issues mentioned at i) to iii) above to ensure that the provision of the said Bill are not repugnant to the laws made by the Parliament (Central Laws Covered under Concurrent List of the Seventh Schedule of the Constitution), before seeking assent of the President under Article 254 (2) of the Constitution. The Commission appreciated the initiative of the Govt. of Odisha to propose the Bill to strengthen the procedure of issue of caste certificates.

23. Chairman, NCST observed that the issues at i) to iii) were pertaining to the matters requiring consultation with the Ministry of Law & Justice. The Commission, therefore, recommends that the MTA should examine these issues in consultation with the Ministry Law & Justice before formulating their views in the matter.