दिनांक: 1 (S) 2005 - Est. (B)

भारत सरकार

कार्मिक, लोक शिकायत तथा पेंशन मंत्रालय
(कार्मिक और प्रशिक्षण विभाग)

GOVT. OF INDIA

MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES
AND PENSIONS
(DEPARTMENT OF PERSONNEL & TRAINING)
(KARMIK, LOK SHIKAYAT TATHA PENSION MANTRALAYA)
(KARMIK AUR PRASHIKSHAN VIBHAG)

Est. (B)...

विषय/Subject

The Right to Information Bill, 2004 for consideration and passing in Lok Sabha.
December 16, 2004

Dear Shri Tiwari,

The Cabinet at its meeting held on 15th December, 2004, considered the note dated 13.12.2004 from the Ministry of Personnel, Public Grievance and Pensions, Department of Personnel & Training regarding "Proposal for repeal of the 'Freedom of Information Act, 2002' and legislation of the 'Right to Information Act, 2004'", and

(i) approved the proposals contained in paragraph 12 thereof with the modification that as far as creation of post is concerned, the issue will be examined in consultation with the Ministry of Finance; and

(ii) Directed that a Group of Ministers may be set up to consider the Government amendments that may need to be made in the Bill.

2. The minutes of the meeting will be issued in due course. In the meanwhile, this letter may be treated as an authority to take further action in the matter.

With regards,

Yours sincerely,

(P.C. Rawal)

Shri A.N. Tiwari,
Secretary,
Department of Personnel & Training,
New Delhi.
The undersigned is directed to circulate herewith the minutes of the meeting of the Cabinet held on the 15th December, 2004. (Case Nos.265/32/2004 to 276/32/2004).

(K.L. Sharma)
Deputy Secretary(Cabinet)
Tele : 2301 5802

To
Principal Secretary to the Prime Minister.

Copy, with a copy of the relevant minutes, forwarded to the following, in respect of the case(s) mentioned against each :-

<table>
<thead>
<tr>
<th>Case No.(s)</th>
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<tbody>
<tr>
<td>Secretary, Ministry of Youth Affairs and Sports.</td>
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<tr>
<td>Secretary, Department of Commerce.</td>
</tr>
<tr>
<td>Foreign Secretary.</td>
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<td>Secretary, Department of Health.</td>
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<td>Secretary, Department of Science and Technology.</td>
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<td>Secretary, Department of Revenue.</td>
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<td>Secretary, Department of Legal Affairs.</td>
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<td>Secretary, Planning Commission.</td>
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<td>Secretary, Department of Expenditure.</td>
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<td>Secretary, Ministry of Petroleum and Natural Gas.</td>
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<td>Secretary, Department of Disinvestment.</td>
</tr>
<tr>
<td>Secretary, Ministry of Parliamentary Affairs.</td>
</tr>
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*PKH*
Copies.
SECRET
- 2 -

Secretary, Department of Economic Affairs. 266, 268, 269, 270, 272 & 276
Secretary, Department of Education. 267
Secretary, Ministry of Home Affairs. 268, 271, 272, 275 & 276
Secretary, Ministry of Textiles. 268
Secretary, Department of Defence Production. 268 & 270
Secretary, Ministry of Labour and Employment. 268 & 272
Secretary, Department of Public Enterprises. 269, 271, 272 & 275
Secretary, Ministry of Social Justice and Empowerment. 270
Secretary, Department of Rural Development. 270
Secretary, Department of Agriculture and Cooperation. 270
Secretary, Department of Food and Public Distribution. 270
Secretary, Ministry of Statistics and Programme Implementation. 270
Secretary, Ministry of Panchayati Raj. 270, 271 & 275
Secretary, Department of Women and Child Development. 271, 275, 266, 267, 270, 272, 273 & 274
Secretary, Department of Land Resources. 272
Secretary, Legislative Department. 272
Chairman, Railway Board. 272
Secretary, Department of Posts. 272
Secretary, Department of Telecommunications. 272
Secretary, Ministry of Tribal Affairs. 272
Secretary, Department of Defence. 272 & 276
Secretary, Department of Personnel and Training. 272, 273 & 274
Secretary, Department of Family Welfare. 275
Secretary, Ministry of Civil Aviation. 276

(K.L. Sharma)
Deputy Secretary (Cabinet)

*PKH*
5 2 Copies
EXTRACTS FROM THE MINUTES OF THE MEETING OF THE CABINET HELD AT 1700 HOURS, ON WEDNESDAY, THE 15TH DECEMBER, 2004, IN PANCHVATI, 7, RACE COURSE ROAD, NEW DELHI.

Case No.273/32/2004

Item 9

Proposal for repeal of the 'Freedom of Information Act, 2002' and legislation of the 'Right to Information Act, 2004'.

The Cabinet considered the note dated 13.12.2004 from the Ministry of Personnel, Public Grievances and Pensions (Karmik, Lok Shikayat tatha Pension Mantralaya), Department of Personnel and Training (Karmik aur Prashikshan Vibhag) and

(i) approved the proposals contained in paragraph 12 thereof with the modification that as far as creation of posts is concerned, the issue will be examined in consultation with the Ministry of Finance; and

(ii) Directed that a Group of Ministers may be set up to consider the Government amendments that may need to be made in the Bill.

In accordance with the Rules of Procedure in Regard to Proceedings of the Cabinet (Rule 10), progress of action to implement the decision may be included in the Ministry's Monthly Summary for the information of the Members of the Council of Ministers.

Action taken to implement the decision may be communicated to the Cabinet Secretariat with reference to the Implementation Schedule attached to the agenda note.
मंत्रिमंडल सचिवालय

मंत्रिमंडल की बुधवार, 15 दिसम्बर, 2004 को 1700 बजे, वंचवटी, 7, रेस कोर्स रोड, नई दिल्ली में हुई वैश्विक कार्यक्षेत्र का सारांश।

प्रकरण सं 273/32/2004

मंत्रिमंडल ने कार्यकाल, लोक शिक्षाविद्या तथा पेशेवर मंत्रालय, कार्यकाल और प्रशिक्षण बिभाग की दिनांक
13.12.2004 की दिशा पर विचार किया और

(i) उसके पैराग्राफ 12 में उल्लिखित प्रस्तावों को इस संस्थापन के साथ स्वीकृति प्रदान की कि जहां तक पढ़े के सूचना का संबंध है, इस मुद्दों की जानकारी विभाग मंत्रालय के प्रमर्श रूप से की जाएगी; और
(ii) प्रतिवेदित दिया कि उन सरकारी संस्थापनों, जो विवेक भी किए जाने आवश्यक हों, पर विचार करने के लिए एक मंत्री-समूह का गठन किया जाए।

प्रधान

प्रतियोगी

मुद्दा
New Delhi, the 5th January, 2005
15 Pausa, 1926 (S)


The Cabinet, in its meeting held on 15th December, 2004, considered the note dated 13.12.2004 from the Ministry of Personnel, Public Grievances and Pensions, Department of Personnel and Training regarding Repeal of the ‘Freedom of Information Act, 2002’ and legislation of the ‘Right to Information Act, 2004’ and inter-alia directed that a Group of Ministers may be set up to consider the Government amendments that may need to be made in the Bill.

2. It has, accordingly been decided, with the approval of the Prime Minister, to constitute a Group of Ministers (GoM) with the following composition :-

- Shri Pranab Mukherjee, Minister of Defence.
- Shri Sharad Pawar, Minister of Agriculture and Minister of Consumer Affairs, Food and Public Distribution.
- Shri Shivraj V. Patil, Minister of Home Affairs.
- Shri S. Jaipal Reddy, Minister of Information & Broadcasting and Minister of Culture.
- Shri P. Chidambaram, Minister of Finance.
- Shri H.R. Bhardwaj, Minister of Law & Justice.
- Shri Dayanidhi Maran, Minister of Communications and Information Technology.
- Shri Suresh Pachouri, Minister of State in the Ministry of Personnel, Public Grievances and Pensions and Minister of State in the Ministry of Parliamentary Affairs.

3. The Group of Ministers will be serviced by the Department of Personnel and Training in the Ministry of Personnel, Public Grievances and Pensions.

(K.L. Sharma) for Cabinet Secretary
Tele: 301 5802

To
Shri Pranab Mukherjee, Minister of Defence.
Shri Sharad Pawar, Minister of Agriculture and Minister of Consumer Affairs, Food and Public Distribution.
Shri Shivraj V. Patil, Minister of Home Affairs.

SECRET

*SKB*
33 Copies.
SECRET

Shri S. Jaipal Reddy, Minister of Information & Broadcasting and Minister of Culture.
Shri P. Chidambaram, Minister of Finance.
Shri H.R. Bhardwaj, Minister of Law & Justice.
Shri Dayanidhi Maran, Minister of Communications and Information Technology.
Shri Suresh Pachouri, Minister of State in the Ministry of Personnel, Public Grievances and Pensions and Minister of State in the Ministry of Parliamentary Affairs.

Copy forwarded for information to:

Secretary to the President.
Secretary to the Vice-President.

(K.L. Sharma)
Deputy Secretary (Cabinet)

Copy also forwarded for information to the Principal Secretary to the Prime Minister.

(K.L. Sharma)
Deputy Secretary (Cabinet)

Copy also forwarded, for information to:

Secretary, Department of Personnel & Training.
Secretary, Department of Legal Affairs.
Secretary, Department of Expenditure.
Secretary, Legislative Department.
Secretary, Ministry of Parliamentary Affairs.

(K.L. Sharma)
Deputy Secretary (Cabinet)

*SKB*

33 Copies.
ESSENTIAL POINTS TO BE KEPT IN VIEW BY THE MINISTRY/DEPARTMENT WHILE SERVICING THE MEETINGS OF GROUP OF MINISTERS (GOM).

1) The GOM should be chaired by the first named Minister in terms of the constitution of the GOM and the meetings of the GOM may be convened after ascertaining his convenience. The minutes may also be got approved by him before issue. The minutes should, inter alia, indicate the list of participants, date, time and venue of the meeting.

2) Notes constituting the agenda for the meeting may be prepared in accordance with the existing instructions governing the preparation of notes for the Cabinet and its Committees, spelt out in the Cabinet Sectt. d.o. letter No.1/16/1/2000-Cab., dated 15.4.2002 (also available in Cabinet Secretariat web-site "http://cabsec.nic.in").

3) Only senior officers shall be in attendance in the meetings of the GOM. In case any other Minister or a special invitee including officers of PSU or autonomous organisations are to be invited to the meetings of the GOM, prior permission of the Minister chairing the GOM may be obtained.

4) Invitation for the meetings of the GOM may be extended to Cabinet Secretary who may attend these meetings or depute his representative to be present in the meetings. A copy of the minutes of the meeting shall also be endorsed to Cabinet Secretary for his information.

*SKB*
Shatrughna Singh  
Joint Secretary  
Tele. 2301 5861  


January 7, 2005

Dear Sir,

This has reference to the Cabinet Secretariat Memo. of even number dated 5.1.2005 constituting a Group of Ministers to consider amendments in the proposed legislation regarding 'Repeal of the 'Freedom of Information Act, 2002' and legislation of the 'Right to Information Act, 2004'. The Group of Ministers will be serviced by the Department of Personnel & Training. (Copy of memo. is enclosed for ready reference).

2. As you are aware, the Group of Ministers is an ad-hoc Committee of the Cabinet, and in terms of established conventions, the Rules of Procedure applicable to the proceedings of the Cabinet are followed in the case of Group of Ministers also. The essential points to be kept in view while servicing the meetings of the Group of Ministers may kindly be seen at Annex.

3. Further necessary action in the matter may kindly be taken.

With regards,

Yours sincerely,

(Shatrughna Singh)

Shri A.N. Tiwari,  
Secretary,  
Department of Personnel & Training,  
New Delhi.
PRIME MINISTER'S OFFICE

Subject: Right to Information Bill, 2004

Reference is invited to Secretary(Personnel)'s Note No.34011/10(S)/2004-Estt(B) dated 29.12.2004 on the above subject.

2. The Prime Minister has directed that the following specific issues be examined by DoPT and submitted to the Group of Ministers for considering the possibility of moving Government amendments to the Bill on these issues:

(a) Competence or otherwise of the Central Government to legislate an Act to cover State Governments and local bodies.

(b) Penalty provisions -- Suggestions have been received that the Information Commissioner should be vested with powers to impose financial penalties for every day of delay in providing of information. Such powers already exist in some of the State Right to Information Act, e.g. Maharashtra, Madhya Pradesh.

(c) Fixing of reasonable fees under the Right to Information Act so that they are payable by the common person.

3. The GOM may be requested to convene to consider these issues before the commencement of the Budget Session of Parliament.

4. A copy each of the following letters are also enclosed for reference:

(a) Letter dated 14.1.2005 from Smt. Sonia Gandhi, Chairperson, NAC
(b) Letter dated 18.1.2005 from Ms. Aruna Roy; and
(c) E-mail dated 18.1.2005 from Ms. Aruna Roy

[Signature]
Renuka Kumar
Director

Secretary, Department of Personnel & Training

PMO ID No. ___________________________ Dated: 27.01.2005
Dear Prime Minister,

The National Common Minimum Programme, as you are aware, pledges "to provide a government that is corruption-free, transparent and accountable at all times". Towards this end, the National Advisory Council had examined the Freedom of Information Act, 2002 with the objective of making it more progressive, participatory and meaningful. I had forwarded the recommendations of the Council on 16th August, 2004.

2. Subsequently, after close examination of the Right to Information Bill, 2004 (as introduced in the Lok Sabha on 24th December, 2004), the NAC have unanimously felt that this Bill overlooks certain crucial recommendations that makes the law less effective than it was intended to be.

3. The Right to Information Bill, 2004 proposes to cover only the Offices of the Central Government and the Union Territories, leaving most public authorities and matters of relevance to common citizens such as State and District Authorities and Local Self-Government, outside the ambit of the Bill. I am informed that there is conflicting legal opinion about whether the Central Act can legislate for the officers and authorities under the State Governments and local bodies and if so, what would be the status of the Right to Information Acts already existing in several States. The NAC would like to suggest that the possibility of treating the Right to Information Bill, 2004 as an enactment under entry 97 of List I of the VIIth Schedule to the Constitution may be speedily examined by the Group of Ministers set up for this purpose. The Group of Ministers could look into this matter immediately and not wait for the tabling of amendments during the discussion of the Bill in Parliament. If the option suggested above is found to be feasible and legally tenable, it could be moved as a Government amendment to the existing Bill.

Contd............2
4. It is also found that the penalty provisions have been significantly diluted with
the prescription of a procedure which restricts the effectiveness of the office and
institution of the Information Commission. It is felt that the Information
Commissioner should at least be given powers to prosecute and file charges against
offending officials.

5. The National Advisory Council's draft had also suggested that in order to
make the Right to Information accessible to the common citizens, the fees for
procuring information should be reasonable. The Right to Information Bill, 2004,
however, allows the Government to prescribe the fees at any level. It is felt that an
appropriate amendment in this clause is necessary.

6. I would request you to kindly have these issues looked into, on priority basis,
so that amendments to the existing Bill could be prepared before the Bill is taken up
for discussion and passing in the Lok Sabha.

With regards,

Yours sincerely,

Dr. Manmohan Singh
Prime Minister of India
South Block
New Delhi
Dear Pulok,

This is with reference to our discussion yesterday. I am enclosing a draft amendment to the penalty clause, in the context of Mrs. Gandhi's letter to the PM from the NAC, regarding the RTI Bill in parliament. We had no time to examine the draft in the meeting on the 14th December and a very important point needs to be clarified.

I would like to draw your attention to point 4 in the letter where it is stated that the Information Commissioner, "should at least be given powers to prosecute and file charges against offending officials." The correction in principle would have been included if we had inserted these words after prosecute... "impose financial penalties for everyday of delay in providing of information". The enclosure deals with the proposed amendment in regard to imposition of fines and prosecution.

The arguments for the inclusion:

1. To levy a penalty for delay in providing information without reasonable cause.
   This is critical for the efficient working of the Act and similar provisions for financial penalties being imposed by appellate authorities for each day’s delay, exist in the State Acts of Goa (Rs 100), Delhi (Rs50). In Maharashtra there is a provision for a penalty of Rs 250 for each day’s delay and fine up to Rs2’000 for incorrect information. In Karnataka and Madhya Pradesh there is a penalty up to Rs 2000.

2. The Information Commissioner may file a charge sheet in a court of competent jurisdiction for the trial of the offender for an offence committed is also enlisted in the enclosure and has already been mentioned in the letter.

By amending the penalty clause in this manner, the Information Commissioner would retain the powers to enable the efficient working of the Act by imposing financial penalties, and those offences which attract criminal liability would go through a trial in a competent court of law. The amended draft provision is enclosed in the context of the Bill in Parliament.

With warm wishes,

Your sincerely,

Aruna Roy
 Dear Pulok,

This is with reference to our discussion yesterday. I am enclosing a draft amendment to the penalty clause, in the context of Mrs. Gandhi's letter to the PM from the NAC, regarding the RTI Bill in parliament. We had no time to examine the draft in the meeting on the 14th December and a very important point needs to be clarified.

I would like to draw your attention to point 4 in the letter where it is stated that the Information Commissioner, "should at least be given powers to prosecute and file charges against offending officials." The correction in principle would have been included if we had inserted these words after prosecute... "impose financial penalties for everyday of delay in providing of information". The enclosure deals with the proposed amendment in regard to imposition of fines and prosecution.

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Your sincerely,

1/18/2005
S/17. Penalties

(1) Subject to sub-section (3), where any Public Information Officer, or any other officer who holds or is responsible for holding the information, as the case may be, has, without any reasonable cause, failed to supply the information sought, within the period specified under section 7(1), the Information Commissioner shall, on appeal, impose a penalty of rupees two hundred fifty, for each day's delay in furnishing the information, after giving such Public Information Officer or the other officer, as the case may be, a reasonable opportunity of being heard.

(2) Where it is found in appeal that any Public Information Officer has –

(i) Refused to receive an application for information;
(ii) Mala fide denied a request for information;
(iii) Knowingly given incorrect or misleading information,
(iv) Knowingly given wrong or incomplete information,
(v) Destroyed information subject to a request; or
(vi) Obstructed the activities of a Public Information Officer, any Information Commission or the courts;

he/she would have committed an offence and will be liable upon summary conviction to a fine of not less than rupees two thousand, and imprisonment of up to five years, or both.

(3) Where the Commission comes to the prima facie conclusion that an offence under subsection (2) has been committed, the Commission shall get charges filed against the offending officer in a court of competent jurisdiction.
Please find enclosed for examination and appropriate follow up action a copy of an extract from the letter of Chairperson, NAC addressed to the Prime Minister.

It is requested that action taken in the matter may kindly be intimated to this office.

( Renuka Kumar )
Director

Secretary, Department of Personnel & Training
PMO UO No. 600.31 C 4 2005-ES.2 Dated: 20.1.2005
4. Legislation on two recommendations – The Right to Information and the Rural Employment Guarantee Bill - has been introduced in Parliament and the Bills are under examination in the concerned Standing Committees. It is our hope that the Bills will be considered and passed in the forthcoming Budget session. The NAC reiterates that the two Bills complement each other. An Employment Guarantee Act without an effective Right to Information Act would not serve much social purpose. It may be pointed out that the Bill on the Right to Information (as tabled) needs to be re-examined in some crucial aspects. I have written separately to you in this behalf and trust that the Group of Ministers which has been constituted will consider our suggestions.
Dear Sir,

A Group of Minister has been constituted under Chairmanship of Shri Pranab Mukherjee, Hon’ble Minister of Defence to consider amendments in the proposed legislation regarding ‘Repeal of the Freedom of Information Act, 2002’ and legislation of the ‘Right to Information Act, 2004’. It has been desired by the Hon’ble Defence Minister that the note for GOM please be submitted so the meeting of GOM can be held.

With kind regards,

(Pradeep Gupta)
OSD to RM

Shri T. Jacob
Jt. Secretary (E)/DOP&T
New Delhi

Dir (E)
I am writing this letter to intimate you the venue for the meeting of GOM on Right to Information Act scheduled on 25th April, 2005 at 1530 hours. The venue for the meeting will be Room No. 9, Parliament House. This is for your kind information and necessary action please.

with kind regards

(Pradeep Gupta)  
OSD to RM

Shri T. Jacob  
JS (E)  
DOP&T  
North Block  
New Delhi
OFFICE MEMORANDUM

Subject: Legislative competence of the Parliament to enact a law on the subject of “Right to Information” even regarding subjects pertaining to the State Govt. and its agencies.

The undersigned is directed to forward herewith a copy of the opinion rendered by the learned Attorney General for India on the subject mentioned above together with a fee bill for Rs.5,000/- (Rupees five thousand only) in triplicate.

The payment towards the fee bill may kindly be made to Learned Attorney General for India under intimation to this Department.

Enc: 1) Fee Memo (in triplicate)
2) Deptt. file No. 34012/1(S)/2005-Estt.B

To

The Secretary,
Ministry of Personnel, Public Grievances and Pensions,
Deptt. of Personnel & Training,
North Block, New Delhi.
Fee Memo of Shri Milon K. Banerji, Attorney General for India
Supreme Court of India, New Delhi – 110 001.

Memo No. AG/MKB/24/2005
04th March, 2005

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In re:
Legislative competence of the Parliament to enact a
law on the subject of “Right to Information” even
regarding subjects pertaining to the State Govt. and
its agencies.

5,000.00

[Rupees five thousand only]

Pre-receipted

[Milon K. Banerji]
Attorney General for India

Bill is in order and amount is sanctioned. It is certified that no previous bill
has been submitted in respect of this claim and no payment has so
far been received.

(Signature of Officer)

SENT TO: Advice ‘C’ Section, Department of Legal Affairs, Ministry of Law &
Justice, Shastri Bhavan, New Delhi – 110 001.

NOTE: Memo No. & Date may please be quoted while remitting payment.

NOTE: (1) Payment of professional fee should be made only by cheque/draft in favour of Milon K. Banerji.
(2) Certificate in respect of TDS should be furnished for professional fee.
Bill for Opinion dt 04/03/2005

In re:
Legislative competence of the Parliament to enact a law on the subject of "Right to Information" even regarding subjects pertaining to the State Govt. and its agencies.

Pre-receipted

Bill is in order and amount is sanctioned. It is certified that no previous bill has been submitted in respect of this claim and no payment has so far been received.

(Signature of Officer)

[MEMO]

SENT TO: Advice 'C' Section, Department of Legal Affairs, Ministry of Law & Justice, Shastri Bhavan, New Delhi – 110 001.

NOTE: Memo No. & Date may please be quoted while remitting payment.

NOTE: (1) Payment of professional fee should be made only by cheque/draft in favour of Milon K. Banerji.
(2) Certificate in respect of TDS should be furnished for professional fee.
**TRANSMISSION OK**

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The Freedom of Information Act, 2002 (Act 5 of 2003) received the assent of the President on January 6, 2003. Section 3 of the said Act provides that subject to the provisions of the Act, all citizens shall have freedom of information. The Act contemplates freedom to every citizen to secure access to information under the control of public authorities. A 'public authority' has been defined under Section 2(f) of the said Act as under:-

"2(f) "public authority” means any authority or body established or constituted,-
(i) by or under the Constitution;
(ii) by any law made by the appropriate Government,

and includes any other body owned, controlled or substantially financed by funds provided directly or indirectly by the appropriate Government."

'Appropriate government’ has been defined by Section 2(a) of the Act as under:-

"2(a) ‘appropriate Government” means in relation to a public authority established, constituted, owned, substantially financed by funds provided directly or indirectly or controlled-
(i) by the Central Government, the Central Government;
(ii) by the State Government, the State Government;
(iii) by the Union territory, the Central Government;”

Thus, the aforesaid Act covers public authorities, both of the Central and the State Government. Section 5 of the said Act deals with appointment of Public Information Officers, who are to be appointed by every public authority. Thus, the State Government could appoint
It transpires from the record that there was a doubt as to whether Parliament had competence to enact a law dealing with freedom of information with regard to records in the custody of the State Government or authorities under its control. The then Attorney General for India had opined that a legislation dealing with freedom of information would be covered by Entry 97 of List-I and Parliament alone would be competent to enact a law dealing with freedom to information \textit{qua} ‘State Information’. The legal sequitor of this view is that the State would have no power to legislate on the subject of freedom of information even in relation to records in the custody of the State or public authorities under control of the State.

It appears that the Government piloted the Freedom of Information Act, 2002 in view of the aforesaid opinion. Though Presidential Assent has been received on 02/01/2003, under Section 1 of the Act, it was to come into force on such date as the Central Government may, by Notification in the Official Gazette, appoint. So far, there has been no Notification and the Act has not come into force.

The developments in the present matter took place with a Bill which was introduced in Parliament on 23.12.2004 being Bill No.107 of 2004 i.e. the Right to Information Bill, 2004. The Statement of Objects and Reasons of the Bill declares that the Bill proposes to make the right to information more progressive, participatory and meaningful. Important changes have been incorporated in the new Bill to ensure smoother and greater access to information. The proposed Bill seeks to repeal the Freedom of Information Act, 2002.
The Right to Information Bill, 2004 introduced by the present Government, provides only for access to the information held by the Central Government. This was in conformity with the views of the Department of Legal Affairs.

It is to be noted that there have been great debates in the Supreme Court about the scope and effect of the residuary Entry 97 of List I of the Seventh Schedule of the Constitution. In fact, in the well known case of Union of India v. Dhillon Harbhajan Singh, AIR 1972 SC 1021 [equivalent to (1971) 2 SCC 779], a very strong Bench of the Supreme Court divided almost half way in deciding the applicability of Entry 97 List I relating to wealth tax.

The majority opinion of the Court has been plainly spelt out by Chief Justice Sikri in the said Dhillon's case: -

"......At any rate, whatever doubt there may be on the interpretation of Entry 97, List I is removed by the wide terms of Article 248. It is framed in the widest possible terms. On its terms the only question to be asked is: Is the matter sought to be legislated or included in List II or in List III or is the tax sought to be levied mentioned in List II or in List III: No question has to be asked about List I. If the answer is in the negative then it follows that Parliament has power to make laws with respect to that matter or tax.” [See (1971) 2 SCC 779, para 21, page 792]

There has been a division of opinion between the officials of the Law Ministry and the view of my learned predecessor on the scope of Entry 97 on this question. The view of my learned predecessor, I now find, is supported by another leading senior counsel.

In order to take recourse to Entry 97, one has to rule out that the subject concerned is not governed by any of the Entries in List II. Certainly, no Entry uses the expression “information”. What perhaps was in consideration of the officials of the Law Ministry was that there
may be difficulties in gaining access to the State records not by the Central Government, but by a third party. However, difficulties should not stand in the way of an interpretation. The previous Act which was obviously relied was referable to Entry 97 and was passed by Parliament and received Presidential Assent without challenge.

For the aforesaid reasons, I am of the view that a legislation can be enacted by Parliament in terms of Entry 97 to include State information as well and I concur with the views of my learned predecessor and the former Law Minister.

Milon Banerji
[Milon K. Banerji]
Attorney General for India

New Delhi
04th March, 2005.
New Delhi, dated the 1st June, 2005

ORDER

Sanction of the President is hereby accorded to the drawal of Rs. 5000/- (Rupees Five thousand only) and payment thereof to Shri Milon K.Banerji, Attorney General of India to meet miscellaneous expenditure for soliciting his opinion on the legislative competence of the Parliament to enact the proposed ‘Right to Information Bill, 2004’.

2. The expenditure involved is debitable to Major Head 2052-Secretariat General Services, 05.01 - Department of Personnel & Training, 05.01 28 –Professional Service under grant No.70 of the Ministry of Personnel, P.G.& Pensions for the year 2005-06.

3. This issues with the concurrence of IFD(MHA) vide their U.O.No. 780/AFA(P)/05 dated the 30th May, 2005.

(RAKESH MALHOTRA)
Under Secretary

No. 34012/1(s)/2005-Estt.(B) dated 1st June, 2005

Copy forwarded to:-

1. Cash Section, DP&T with a spare copy. The bill presented by the Learned Attorney General of India is attached for further necessary action.

2. Shri Milon K.Banerji, Attorney General of India, Supreme Court of India, New Delhi.
3. Pay & Accounts Officer, DP&T, Lok Nayak Bhawan, New Delhi.

4. Director, Audit, Central Revenues, New Delhi.

5. AFA(Pers), MHA, New Delhi.


(RAKESH MALHOTRA)
Under Secretary
D.O.No.34012/1(s)/2005-Estt.(B)

Secretary(P)

Dear

As you may be aware, the Department-related Parliamentary Standing Committee on Personnel, Public Grievances, Law and Justice has presented the Third Report on the ‘Right to Information Bill, 2004’ to the Rajya Sabha on 21st March, 2005 and laid this on the Table of the Lok Sabha the same day. A copy of the Report is enclosed.

2. We have received directions from the Prime Minister that efforts should be made to get the Bill passed by the Parliament during the ongoing Budget session. In pursuance thereto, a meeting of the Group of Ministers is being convened to consider the Government amendments that need be made to the Bill, including the amendments recommended by the Standing Committee. As the time left for is short, I shall be grateful if you could kindly arrange to get the ‘Notice of Amendments’, based on the Standing Committee’s recommendations drafted by your Ministry so that the matter could be taken to the Cabinet promptly after the Group of Ministers has finalized the amendments.

With regards,

Yours sincerely,

Secretary(P)

Shri T.K. Vishwanathan,
Secretary,
Legislative Department,
Ministry of Law and Justice,
New Delhi.
The Ministry of Personnel, Public Grievances and Pensions may refer to their D.O. No. 34012/1(s)/2005-Estt(B), dated the 8th March, 2005 vide which the third Report of the Department-related Parliamentary Standing Committee on Personnel, Public Grievances, Law and Justice, on the Right to Information Bill, 2004 was forwarded to this Department.

2. In the first instance the Ministry of Personnel, Public Grievances and Pensions may take a decision at the appropriate administrative level to accept or not to accept the recommendations of the Committee in respect of each clause/sub-clause of the Bill and only after that it may be possible for this Department to draft the Official Amendments.

(S.R. Dhaleta)
Additional Legislative Counsel
12th April, 2005

Department of Personnel and Training
With reference to your d.o. letter No. 34012/1(s)/2005-Estt.(B) dated the 8th March, 2005 (received on 8th April, 2005) requiring the Legislative Department to draft notice of amendments based on the Standing Committee’s recommendations on the Right to Information Bill, 2004, it is observed that for the purpose of drafting notice of amendments based on the recommendations of the Department-related Parliamentary Standing Committee on Personnel, Public Grievances, Law and Justice, the Legislative Department may like to have the views of the administrative Ministry as to whether the entire recommendations of the said Committee are acceptable to the Government. If the answer is in affirmative, then the Legislative Department will go ahead with drafting of notice of amendments. It may, however, further be observed that in view of the large number of recommendations to modify different clauses of the Bill, it may be advisable that the administrative Ministry may consider for withdrawal of the pending Bill and introduce a fresh revised Bill in its place so that passage of the Bill could be smooth. The Legislative Department will take further action only after hearing from you in these regards.

2. This Department’s U.O. of even number dated 12th April, 2005 may be treated as cancelled.

Yours sincerely,

(Z.S. Negi)

Shri A.N. Tiwari,
Secretary,
Ministry of Personnel, Public Grievances and Pensions,
Department of Personnel and Training,
North Block,
New Delhi.
Dear Sri Vishwanathan,


2. The recommendations made by the Parliamentary Standing Committee as approved by the Prime Minister, are to be placed before the Group of Ministers, to finalise the proposed amendments to the Bill. The GOM is scheduled to meet on 25th April, 2005 at 1530 hrs. Further, it may not be feasible, at this stage, to withdraw the pending Bill and introduce a fresh revised Bill, as suggested/advised by the Legislative Department. As per the directions from the PMO, the Bill is required to be passed during the ongoing Budget Session itself.

3. A copy of the Amendments proposed (Anexures V&VI) is sent herewith for the purpose of drafting the ‘Notice of Amendments’ by the Legislative Department. This may kindly be accorded Top Priority to facilitate prompt passage of the Bill during the ongoing Budget Session.

With regards, and best wishes

Yours Sincerely,

Shri T.K. Vishwanathan,
Secretary,
Legislative Department,
Ministry of Law and Justice,
Shastri Bhawan,
New Delhi-110011.

ENCL: [Copies of Annexures V&VI]
D.O.NO.34012/1(S)/2005-Estt(B)

April, 2005

Dear

Please refer to D.O. letter No.1(85)/04-LI dated the 15th April, 2005 (copy enclosed) regarding the 'Notice of Amendments' based on the recommendations of the Department-related Parliamentary Standing Committee on Personnel, Public Grievances, law and Justice in its Third Report on the 'Right to Information Bill, 2004'.

2. The recommendations made by the Parliamentary Standing Committee, as approved by the Prime Minister, are to be placed before the Group of Ministers, to finalise the proposed amendments to the Bill. The GOM is scheduled to meet on 25th April, 2005 at 15.30 hours. Further, it may not be feasible, at this stage, to withdraw the pending Bill and introduce a fresh revised Bill, as suggested/advised by the Legislative Department. As per the directions from the PMO, the Bill is required to be passed during the ongoing Budget Session itself.

3. A copy of the amendments proposed (Annexures V & VI) is sent herewith for the purpose of drafting the 'Notice of Amendments' by the Legislative Department. This may kindly be accorded Top Priority to facilitate prompt passage of the Bill during the ongoing Budget Session.

With regards,

Yours sincerely,

Shri T.K. Vishwanathan,
Secretary
Legislative Department
Ministry of Law and Justice
New Delhi - 110001

ENCL: [Copies of Annexures V & VI]
D.O. No.1 (85)/04-LI

Dear Shri Tiwari,

With reference to your d.o. letter No. 34012/1(s)/2005-Estt.(B) dated the 8th March, 2005 (received on 8th April, 2005) requiring the Legislative Department to draft notice of amendments based on the Standing Committee’s recommendations on the Right to Information Bill, 2004, it is observed that for the purpose of drafting notice of amendments based on the recommendations of the Department-related Parliamentary Standing Committee on Personnel, Public Grievances, Law and Justice, the Legislative Department may like to have the views of the administrative Ministry as to whether the entire recommendations of the said Committee are acceptable to the Government. If the answer is in affirmative, then the Legislative Department will go ahead with drafting of notice of amendments. It may, however, further be observed that in view of the large number of recommendations to modify different clauses of the Bill, it may be advisable that the administrative Ministry may consider for withdrawal of the pending Bill and introduce a fresh revised Bill in its place so that passage of the Bill could be smooth. The Legislative Department will take further action only after hearing from you in these regards.

2. This Department’s U.O. of even number dated 12th April, 2005 may be treated as cancelled.

With warm regards,

Yours sincerely,

(Z.S. Negi)

Shri A.N. Tiwari,
Secretary,
Ministry of Personnel, Public Grievances and Pensions,
Department of Personnel and Training,
North Block,
New Delhi.
New Delhi, dated the 21st April, 2005.


In its meeting held on 15th December, 2004, the Cabinet, while approving the proposal to introduce the ‘Right to Information Bill, 2004’ in the Lok Sabha, also directed that a Group of Ministers may be set up to consider the Government amendments that need to be made in the Bill. ‘The Right to Information Bill, 2004’ was introduced in the Lok Sabha on 23rd December, 2004 and Cabinet Secretariat have, in pursuance of the above directive, constituted the following Group of Ministers to consider the Government amendments:-

Shri Pranab Mukherjee
Shri Sharad Pawar
Shri Shivraj V.Patil
Shri S.Jaipal Reddy
Shri P.Chidambaram
Shri H.R.Bhardwaj
Shri Dayanidhi Maran
Shri Suresh Pachouri

Minister of Defence
Minister of Agriculture and Minister of Consumer Affairs, Food & Public Distribution
Minister of Home Affairs
Minister of Information & Broadcasting and Minister of Culture
Minister of Finance
Minister of Law & Justice
Minister of Communications and Information Technology
Minister of State in the Ministry of Personnel, Public Grievances and Pensions and Minister of State in the Ministry of Parliamentary Affairs.

2. The Minister of Defence will take a meeting on the subject on Monday the 25th April, 2005 at 1530 hrs in Room No. 9, Parliament House, New Delhi.

3. A copy of the Note for the consideration of the Group of Ministers is enclosed.

(T.JACOB)
Joint Secretary to the Govt. of India.

1. OSD to Minister of Defence
2. P.S. to Minister of Agriculture and Minister of Consumer Affairs, Food & Public Distribution
3. P.S. to Minister of Home Affairs
4. P.S. to Minister of Information & Broadcasting and Minister of Culture
5. P.S. to Minister of Finance
6. P.S. to Minister of Law & Justice
7. P.S. to Minister of Communications and Information Technology

Copy to:-

1. Cabinet Secretary
2. Secretary, Department of Legal Affairs, Ministry of Law & Justice
3. Secretary, Legislative Department, Ministry of Law & Justice

Ofc.
Sub: - Meeting of G.O.M.

The meeting of G.O.M. under the chairmanship of R.M. scheduled today at 1530 hrs in R.No. 9 PH has now been postponed to 26th April 2005 at 1830 hrs in R.No. 9 PH.

This is for your kind information and necessary action please.

Shri T. Jacob
JS(E)/DOPAT.

[Signature]
25/4/05
O.S.D b/RM
Office of Defence Minister

Sub: - Meeting with G.O.M.

The meeting with G.O.M. under chairmanship of R.M. scheduled today at 1530 hours in R.No. 1 PH has been postponed to 26 April 2005 at 1830 hours in R.No. 9 PH.

This is for your kind information and necessary action please.

Smt. T. Jacob,
JS(E)/DOP2T.

May kindly like to see

E0/4/AS

Please intimate all the members accordingly.

JSM
25/4/05

Dir. (E-I)

√ NS (Est. B)
F.No. 34012/1(s)/2005-Estt.(B)

Department of Personnel and Training

New Delhi, dated the 25th April, 2005.


Reference is invited to this Department’s Note of even number dated the 21st April, 2005 on the above subject.

2. The meeting of the Group of Ministers, earlier scheduled for the 25th April, 2005, shall now be held on Tuesday the 26th April, 2005 at 1830 hrs in Room No. 9, Parliament House, New Delhi.

(T.JACOB)
Joint Secretary to the Govt. of India.

1. OSD to Minister of Defence
2. P.S. to Minister of Agriculture and Minister of Consumer Affairs, Food & Public Distribution
3. P.S. to Minister of Home Affairs
4. P.S. to Minister of Information & Broadcasting and Minister of Culture
5. P.S. to Minister of Finance
6. P.S. to Minister of Law & Justice
7. P.S. to Minister of Communications and Information Technology

Copy to:-
1. Cabinet Secretary
2. Secretary, Department of Legal Affairs, Ministry of Law & Justice
3. Secretary, Legislative Department, Ministry of Law & Justice
DEPARTMENT OF PERSONNEL & TRAINING
New Delhi, dated the 29th April, 2005.

Subject:- Proposal for repeal of the 'Freedom of Information Act 2002' and legislation of the Right to Information Act, 2004'.

Reference is invited to this Department’s Note of even number dated the 25th April, 2005 on the above subject.

2. The Defence Minister will take the next meeting of the Group of Ministers on Saturday the 30th April, 2005 at 1400 hrs in his Chamber, namely Room No. 102, South Block(Near Gate No.11), New Delhi.

Joint Secretary to the Govt. of India.

1. OSD to Minister of Defence
2. P.S. to Minister of Agriculture and Minister of Consumer Affairs, Food & Public Distribution
3. P.S. to Minister of Home Affairs
4. P.S. to Minister of Information & Broadcasting and Minister of Culture
5. P.S. to Minister of Finance
6. P.S. to Minister of Law & Justice
7. P.S. to Minister of Communications and Information Technology

Copy to:

1. Cabinet Secretary
2. Secretary, Department of Legal Affairs, Ministry of Law & Justice
3. Secretary, Legislative Department, Ministry of Law & Justice
No. 34012/1(s)/2005-Estt.(B)
Government of India
Ministry of Personnel, Public Grievances & Pensions
Department of Personnel & Training

New Delhi, dated the 3rd May, 2005

Minutes of the meetings of Group of Ministers held on 26th April, 2005 at 6.30 P.M. in Parliament House (Room.No. 9) and on 30th April, 2005 at 2.00 PM in South Block, New Delhi.

Present
1. Shri Pranab Mukherjee Minister of Defence, CHAIRMAN
2. Shri Shivraj V. Patil Minister of Home Affairs
3. Shri S. Jaipal Reddy Minister of Information & Broadcasting and Minister of Culture
4. Shri P. Chidambaram Minister of Finance
5. Shri H.R. Bhardwaj Minister of Law & Justice
6. Shri Dayanidhi Maran Minister of Communications and Information Technology
7. Shri Suresh Pachouri Minister of State in the Ministry of Personnel, Public Grievances and Pensions and Minister of State in the Ministry of Parliamentary Affairs.
<table>
<thead>
<tr>
<th>No.</th>
<th>Name</th>
<th>Position</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Shri A.N. Tiwari</td>
<td>Secretary, Ministry of Personnel, PG &amp; Pensions</td>
</tr>
<tr>
<td>2</td>
<td>Shri T.K. Vishwanathan</td>
<td>Secretary, Legislative Department, Ministry of Law &amp; Justice</td>
</tr>
<tr>
<td>3</td>
<td>Shri Z.S. Negi</td>
<td>Additional Secretary, Legislative Department, Ministry of Law &amp; Justice</td>
</tr>
<tr>
<td>4</td>
<td>Shri K.D. Singh</td>
<td>Additional Secretary, Department of Legal Affairs, Ministry of Law &amp; Justice</td>
</tr>
<tr>
<td>5</td>
<td>Shri Badal K. Das</td>
<td>Establishment Officer &amp; Addl. Secretary, Department of Personnel &amp; Training</td>
</tr>
<tr>
<td>6</td>
<td>Shri R.S. Koli</td>
<td>Joint Secretary &amp; L.A. Department of Legal Affairs</td>
</tr>
<tr>
<td>7</td>
<td>Shri T. Jacob</td>
<td>Joint Secretary, Department of Personnel &amp; Training</td>
</tr>
<tr>
<td>8</td>
<td>Shri S.R. Dhaleta</td>
<td>Addl. Legal Adviser, Legislative Department, Ministry of Law and Justice</td>
</tr>
</tbody>
</table>

The Cabinet, in its meeting held on 15th December, 2004, while approving the proposal to introduce the ‘Right to Information Bill, 2004’, also directed that the Bill may be looked into by a Group of Ministers to consider the Government amendments that need to be made therein.

2. The Defence Minister took a meeting of the Group of Ministers on 26th April, 2005 at 6.30 PM. in Parliament House (Room.No.9) followed by another meeting on 30th April, 2005 at 2.00 PM in South Block (Room.No. 102). The Group of Ministers considered the Note dated 21st April, 2005 of the Department of Personnel and Training and examined the ‘Right to Information Bill, 2004’ in the light of the comparative position given in the Table provided in Annexure –VIII thereto.

3. Taking into consideration the various constitutional, administrative and implementative aspects, the Group of Ministers inter-alia made following recommendations:-

(i) The Group of Ministers were of the view that the Parliament has the legislative competence to enact a Law on Right to Information in respect of all public authorities under the Central Government or the State Government (clause-2).

(ii) The Group also approved the proposal of the Department of Personnel and Training to insert in sub-clause after clause 7(3)(a) so as to provide that

(a) the fee shall be reasonable; and
(b) 'Below Poverty Line' families shall be provided information free of cost.

(iii) In respect of categories of information exempt from disclosure under the bill (clause 8), the GOM recommended to retain the formulations made by National Advisory Council subject to security related information and Cabinet papers retaining an all time exemption from disclosure.

(iv) The composition of selection committee for recommending members of the Central Information Commission provided (Clause 12) in the Bill, is as under:-

- i) Prime Minister : Chairman
- ii) Leader of Opposition in Lok Sabha : Member
- iii) Chief Justice of India : Member

The GOM, however, recommended that a Minister nominated by the Prime Minister should be the third Member of the Committee in place of the 'Chief Justice of India'.

(v) As regards the penalty provisions (Clause 17 of the Bill), the Group approved the revised formulation as under:

1) Where the Central Information Commission or the State Information Commission, as the case may be, at the time of deciding any complaint or appeal, finds that the Central or the State Public Information Officer, as the case may be, has failed to provide information without any reasonable cause within the period specified under subsection (1) of section 7, the burden of proving that he acted reasonably and diligently shall be upon him and the Central Information Commission or the State Information Commission, may impose a fine of Rs.250/- for each day’s delay in furnishing the information, subject to a maximum of Rs.25000/-, after giving the Central or State Public Information Officer, as the case may be, a reasonable opportunity of being heard.

2) Notwithstanding anything contained in Section 20, where the Central Information Commission or the State Information Commission, as the case may be, at the time of deciding any complaint or appeal is of the opinion that the Central or State Information Officer, is persistently guilty of any misconduct under Sub-section (3) of this...
clause, he shall file a complaint before a Judicial Magistrate of First Class, after giving the Central or State Public Information Officer, a reasonable opportunity of being heard.

(3) Where it is found by a Judicial Magistrate of First Class that any Central or State Public Information Officer has

(i) Persistently failed to provide information without a reasonable cause within the period specified under sub-section (1) of section 7
(ii) Refused to receive an application for information;
(iii) Mala-fide denied a request for information;
(iv) Knowingly given incorrect or misleading information;
(v) Knowingly given wrong or incomplete information;
(vi) Destroyed information subject to a request; or
(vii) Obstructed the activities of a Public Information Officer, any Information Commissioner or the Courts; he would be guilty of misconduct under this sub-section and will be liable upon summary conviction to a fine of not less than rupees two thousand and not more than Rs.25000/- and an imprisonment up to one year or both.

(4) Without prejudice to the sub-sections (1), (2) and (3), the Central Information Commission or the State Information Commission, as the case may be, may recommend for disciplinary action against the Central or State Public Information Officer, as the case may be, under the Service Rules applicable to him.

(vi) Security and intelligence agencies are exempted (Clause 21) under the Bill from providing any information except in case of allegations of corruption. The GOM, however, recommended as under:

(a) The security and intelligence agencies should not be exempted from providing the information pertaining to the allegations of corruption and human rights violations;

(b) In case of allegations of violation of human rights, information shall be given with the approval of the concerned Information Commissioner and notwithstanding anything contained in Section 7, such information shall be provided within 45 days of the receipt of request.
4. The provisions formulated by Parliamentary Standing Committee in respect of other clauses of the Bill were also approved by the Group of Ministers with some modifications. A tabular statement of all recommendations of the Group of Ministers as regards each clause of the Right to Information Bill, 2004 is annexed.

(PRANAB MUKHERJEE)
Chairman
NOTE FOR THE CABINET

Subject:- Proposal for repeal of the 'Freedom of Information Act, 2002' and legislation of the 'Right to Information Act, 2004'.

With a view to make the legislation on 'Right to Information more progressive, participatory and meaningful, Government had, with the approval of the Cabinet, introduced the 'Right to Information Bill, 2004' in the Lok Sabha on 23rd December, 2004. A copy of the Bill is at Annexure-I (pages 8 - 31). The Bill seeks to repeal the existing 'Freedom of Information Act, 2002' and enact a new legislation in its place entitled the 'Right to Information Act, 2004'.

2. The 'Right to Information Bill, 2004', as introduced in the Lok Sabha and pending therein, was referred on 31st December, 2004 to the Department-related Parliamentary Standing Committee on Personnel, Public Grievances, Law and Justice for examination and report. The Standing Committee presented its Third Report on this Bill to the Rajya Sabha on 21st March, 2005 and laid this Report in the Lok Sabha on the same day. The Committee has recommended a number of amendments to the various clauses in the Right to Information Bill, 2004 and a copy of the clause by clause recommendations of the Committee, together with the Bill drafted by
it after incorporating its recommendations, is at Annexure II (Pages 32 - ).

3. In its meeting held on 15th December, 2004, the Cabinet, while approving the proposal to introduce the ‘Right to Information Bill, 2004’ in the Lok Sabha, also directed that the Bill may be looked into by a Group of Ministers to consider the Government amendments that need to be made in the Bill. In pursuance thereto, the amendments to the Bill recommended by the Parliamentary Standing Committee were placed before the Group of Ministers for its consideration. The proposal also included certain amendments to the provisions of clause 12 as formulated by the Ministry of Personnel, Public Grievances & Pensions.

4. The Group of Ministers met on 26th April, 2005, and again on 30th April, 2005, to examine the ‘Right to Information Bill, 2004’ with a view to consider amendments, as are necessary, thereto. Taking into consideration the various constitutional, administrative and implementative aspects, the Group has made a number of recommendations to amend the Bill. Based on the recommendations of the Parliamentary Standing Committee and the further recommendations made by the Group of Ministers, it is now proposed to make the following amendments to the Bill, namely

(i) the applicability of the contemplated enactment may be expanded to cover the State Public authorities as also the non-Government organizations who are substantially funded by the Government;

(ii) amend clause 6 to provide that a request for information can be made in Hindi also;
(iii) amend clause 7 to provide the fee to be charged for providing information shall be reasonable and that 'Below Poverty Line' families shall be provided information free of cost;

(iv) in respect of categories of information exempted from disclosure, the formulation made by the National Advisory Council in its draft Bill recommended to the Government for consideration, shall be adopted subject to the modification that information pertaining to security, Cabinet papers, etc. as given in sub clause 1(a) and (i) of the formulation, shall have an all time exemption from disclosure;

(v) that the Central Information Commissioner and the Central Deputy Information Commissioner shall be redesignated as Chief Information Commissioner and Information Commissioner who will have a single tenure of 5 years till they attain the age of 65 years, whichever is earlier, with no extensions thereof;

(vi) that the salaries and allowances of Chief Information Commissioner and Information Commissioner shall be same as those of Chief Election Commissioner and Election Commissioner respectively;

(vii) that the third member of the Committee to make selection of Chief Information Commissioner and Information Commissioner shall be a Minister nominated by the Prime Minister instead of the Chief Justice of India;

(viii) the clause making the Chief Information Commissioner and Information Commissioner ineligible to take up future employment to an office under the Government or any Constitutional appointment, etc. should be deleted;

(ix) subject to the contemplated enactment being made applicable to State Public authorities, analogous provisions may be made in the Bill for setting up State Information Commissions and appointing State Chief Information Commissioner and State Information Commissioner with further recommendations that
(a) the salaries and allowances of a State Chief Information Commissioner and State Information Commissioner shall be the same as those of an Election Commissioner and Chief Secretary to the State Government respectively; and

(b) the third Member of the Committee to select the State Chief Information Commissioner and State Information Commissioner shall be a Minister to be nominated by the Chief Minister in place of the Chief Justice of the High Court;

(x) to empower the Central Information Commission or State Information Commission to impose on the Public Information Officer a fine of Rs.250 for each day's delay in furnishing the information subject to a maximum of Rs.25000;

(xi) to empower the Central Information Commission or State Information Commission with direct powers to file before the Judicial Magistrate of First Class a complaint against the defaulting Public Information Officer;

(xii) that persistent failure to provide information within the prescribed time, refusal to receive an application for information, mala fide denial of a request for information, knowingly giving incorrect, misleading, wrong or incomplete information, destroying information subject to a request, obstructing the activities of Public Information Officer, any Information Commissioner or the Courts shall, on summary conviction, make the Public Information Officer liable to a fine of not less that rupees two thousand and not more than rupees twenty five thousand and imprisonment upto one year or both;

(xiii) that the departmental disciplinary action shall be without prejudice to the penalties enumerated above;

(xiv) that, apart from matters related to allegations of corruption, the security and intelligence organizations as are exempted from the purview of the Act shall, subject to the approval of the Information Commission, have the additional obligation to provide information in matters relating to violation of human rights and that the response time for such requests shall be 45 days.
The details of the amendments as summarized above, together with the other amendments as are proposed to be made in the Bill, are given in the comparative Table as in Annexure-III.

5. The proposed amendments to the Bill also envisage the setting up of Information Commissions in States and Union Territories to be headed by the State Chief Information Commissioner who will be assisted by such number of State Information Commissioners, not exceeding 10, as are required to meet the functional needs. Beside the State Chief Information Commissioner and the State Information Commissioners, additional man power shall have to be sanctioned for the Commissionerate in order to provide the necessary administrative support. It is proposed that to begin with, the Commissions may be provided with not more than five State Information Commissioners and on that basis, the expenditure involved in creation of these posts is estimated to be rupees 65 crore per annum. In addition, funds shall have to be provided for accommodation, office equipment, vehicles and other ancillary needs of the Commission as per the prescribed norms. The Commissions are proposed to set up immediately after the enactment is notified.

6. In view of the paucity of time, the Ministry of Finance (Department of Expenditure) and the Ministry of Law and Justice have been requested to furnish their views in the Cabinet meeting. The amendment notice will be drafted and finalized in consultation with the Legislative Department subject to such drafting or consequential changes as may be required or directed by the Cabinet.
7. The Prime Minister, as Minister-in-charge of the Ministry of Personnel, Public Grievances and Pensions, has approved of this Note for the Cabinet.

8. Approval of the Cabinet is accordingly solicited for the following:-

(i) to approve the amendments to the 'The Right to Information Bill, 2004' as recommended by the Group of Ministers and for the introduction of a 'Notice of Amendment' in this regard in the Lok Sabha; and

(ii) setting up the Information Commissions in the States/Union Territories, and creation of posts therefor, as proposed in para-5 of this Note.

9. The Statement of Implementation Schedule in respect of the above proposals has been given in Appendix to the Note.

( A.N.TIWARI )

SECRETARY TO THE GOVERNMENT OF INDIA
APPENDIX

No. 34012/1(s)/2005-Estt.(B)
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel & Training

STATEMENT OF IMPLEMENTATION SCHEDULE


<table>
<thead>
<tr>
<th>Gist of decision required</th>
<th>Projected benefits/results</th>
<th>Time schedule for manner of implementation/reporting to Cabinet Secretariat.</th>
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<tbody>
<tr>
<td>To implement certain recommendations made by the Department-related Parliamentary Standing Committee on Personnel, Public Grievances, Law and Justice and the Group of Minister on Preamble, clauses 1, 2, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 21, 22, 23, 24, 25 and 26.</td>
<td>In the light of the recommendations made by the Department-related Parliamentary Standing Committee on Personnel, Public Grievances, Law and Justice and Group of Ministers, 'The Right to Information Bill, 2005' will be enacted as an Act of Parliament.</td>
<td>An official amendment to 'The Right to Information Bill, 2004' will be introduced and moved in the ongoing Budget Session of Parliament for the year 2005.</td>
</tr>
</tbody>
</table>

F.No. 34012/1(s)/2005-Estt.(B)

(SIGNATURE)

SECRETARY TO THE GOVERNMENT OF INDIA.
Dated the 18th May, 2005.

SECRET
भारत सरकार
कार्यवाही, लोक-शिक्षायत तथा पैशाची-मंत्रालय
कार्यक्रम और प्रशिक्षण-विभाग

नई दिल्ली, दिनांक 04 मई, 2005

मंत्रिमण्डल के लिए दिनांक

विषय :-'सूचना का स्वतंत्र अधिनियम, 2002' को निरस्त करने और सूचना का अधिकार अधिनियम, 2004 को अधिनियमित करने हेतु प्रस्ताव ।

'सूचना का अधिकार' पर अधिनियमन को प्रगतिशील, सहभागितापूर्ण और अर्थपूर्ण बनाने की दृष्टि से, सरकार ने, मंत्रिमण्डल के अनुमोदन से, दिनांक 23 दिसंबर, 2004 को लोक सभा में 'सूचना का अधिकार विविधता, 2004' प्रस्तुत किया था । इस विविधता का एक प्रति अनुवंश (पृष्ठ सं. 8-31) पर सुलभ है । इस विविधता में मौजूदा 'सूचना का स्वतंत्र अधिनियम, 2002' को निरस्त करने और उसके स्थान पर 'सूचना का अधिकार अधिनियम, 2004' नामक नए कानून को बनाए जाने की आवश्यकता है ।

2. 'सूचना का अधिकार विविधता, 2004' जैसा कि लोक सभा में प्रस्तुत किया गया और वहाँ लगभग था, को कार्यक्रम, लोक-शिक्षायत, कानून और न्याय पर विविधता संबंधित संसदीय सभाएं समिति को 31 दिसंबर, 2004 को जॉन-पॅड्राल और रिपोर्ट दिए जाने हेतु भेजा गया था । समिति के समिति ने इस विविधता पर अपनी तीसरी रिपोर्ट दिनांक 21 मार्च, 2005 को राज्य सभा में प्रस्तुत की और उसी दिन इस रिपोर्ट को लोक सभा में रखा गया । समिति ने सूचना का अधिकार विविधता, 2004 के विभिन्न खंडों में कई संशोधन किए जाने की सिफारिश की है और समिति द्वारा अपनी सिफारिशों को शामिल करने के बाद तैयार किए गए प्रारूप विविधता की प्रतिलिपि सहित खंड दर खंड सिफारिशों की एक प्रति अनुवंश । पर है । (पृष्ठ 32-111)

सं. 34012/1(एस)2005-स्था.(बी)
3. मंत्रिपत्तन म ने दिनांक 15 दिसम्बर, 2004 को आयोजित अपनी बैठक में, “सूचना का अधिकार विवेक, 2004” को लोक सभा में पुरस्कारित किये जाने के प्रस्ताव का अनुमोदन करते हुए, यह भी निदेश दिया कि विवेक में किए जाने वाले आवश्यक सरकारी संस्थाएं पर विचार करने के लिए विवेक की जांच-पढ़ातल एक मंत्री समूह द्वारा की जाएगी। इसके अनुसार में, संसदीय राष्ट्रीय समिति द्वारा विवेक में संस्थापन संस्थाओं को विचारार्थ मंत्री समूह के समक्ष रखा गया। इस प्रस्ताव में कार्यपी, लोक शिकायत तथा रीतन मंत्रालय द्वारा यथा-प्राप्तिपत्र खंड 12 के उपर्युक्त में कल्याण संस्थाओं भी शामिल थे।

4. “सूचना का अधिकार विवेक, 2004” की जांच-पढ़ातल करने के लिए मंत्री समूह की एक बैठक दिनांक 26 अप्रैल, 2005 को हुई और फिर दिनांक 30 अप्रैल, 2005 को हुई तक उन संस्थाओं पर विचार किया जा सके, जो, उसमें किए जाने आवश्यक हैं। मंत्री-समूह ने विभिन्न संबंधित, प्रशासनिक और कार्यान्वयन संबंधी फल्दुओं पर विचार करते हुए विवेक को सशक्तिकरण किए जाने हेतु बहुत सी सिफारिशें की हैं। संसदीय राष्ट्रीय समिति द्वारा की गई सिफारिशें और इसके बाद मंत्री समूह द्वारा की गई सिफारिशें के आधार पर अब इस विवेक में निम्नलिखित संस्थाओं करने का प्रस्ताव किया जाता है, अर्थातः:

(i) राज्य लोक प्राधिकारियों और गैर सरकारी संस्थाओं जो सरकार द्वारा पर्याय रूप से वित्त पोषित हैं, को भी शामिल करने के लिए अपेक्षित अधिनियम की अनुप्रयोगता का विरास्त किया जाए।

(ii) यह प्रावधान करने के लिए खंड 6 में संस्थान किया जाना कि सूचना मांगने का अनुरोध हिंदी में भी किया जा सकता है;

(iii) खंड 7 को इस तरह संस्थान किया जाए कि सूचना प्रदान करने का शुल्क युक्तियुक्त हो तथा "गरीबी रेखा के नीचे" आने वाले परिवारों को सूचना नि:शुल्क प्रदान की जाएगी।

(iv) सूचना की ऐसी श्रेणियाँ जिनके बारे में खुलासा नहीं करने की छूट दी गई है सरकार के विचारार्थ में गए, राष्ट्रीय सलाहकार परिषद द्वारा अपने प्रारूप विवेक के तैयार किए गए प्रारूप को इस संस्थान की शर्त पर अपनाया जाएगा कि सूचना तथा मंत्रिपत्तन में दर्शावेज आदि, जैसा कि उपरुप प्रारूप के उपखंड (क) तथा (ड) में दिया गया है, को प्रकटकरण से हमेशा छूट प्राप्त होगी।

सं. 34012/1(एस)2005-स्था.(बी)
गृपा
(v) केन्द्रीय सूचना आयुक्त तथा केन्द्रीय उप-सूचना आयुक्त को मुख्य सूचना आयुक्त और सूचना आयुक्त के रूप में पुनर्विद्वारणित किया जाएगा तथा सूचना आयुक्त जिसकी 65 वर्ष की आयु प्राप्त करने तक अथवा 5 वर्ष इनमें जो भी पहले हों का एकल कार्यकाल होगा और कार्यकाल में कोई विस्तार नहीं किया जाएगा।

(vi) मुख्य सूचना आयुक्त तथा सूचना आयुक्त का वेतन तथा भत्ता बढ़ते ही होंगे जो क्रमशः मुख्य चुनाव आयुक्त तथा चुनाव आयुक्त के होते हैं;

(vii) मुख्य सूचना आयुक्त तथा सूचना आयुक्त के चयन से संबंधित समिति में तीसरा सदस्य भारत के प्रधान न्यायाधीश के स्थान पर प्रधान मंत्री द्वारा नामित कोई मंत्री होगा।

(viii) मुख्य सूचना आयुक्त तथा सूचना आयुक्त द्वारा भविष्य में सरकार के अंतर्गत किसी पद पर रोजगार अथवा संवैधानिक नियुक्ति आदि से संबंधित खण्ड विलोपित कर दिया जाए;

(ix) इस अपेक्षित अधिनियम के अधीन राज्य लोक प्रधिकारियों पर लागू होने वाले इसी प्रकार के उपबंध राज्य सूचना आयोग के गठन हेतु तथा राज्य मुख्य सूचना आयुक्त तथा राज्य सूचना आयुक्त की नियुक्ति हेतु निम्न सिफारिशों के साथ किए जा सकते हैं:-

(k) राज्य के मुख्य सूचना आयुक्त और राज्य सूचना आयुक्त का वेतन और भत्ता क्रमशः
   चुनाव आयुक्त और मुख्य सचिव के समान होंगे; तथा

(x) राज्य के मुख्य सूचना आयुक्त और राज्य सूचना आयुक्त के चयन हेतु समिति का तीसरा सदस्य उच्च न्यायाधीश के मुख्य न्यायाधीश के स्थान पर मुख्यमंत्री द्वारा नामित एक मंत्री होगा;

(x) लोक सूचना अधिकारी द्वारा सूचना देने में विलेख करने पर प्रत्येक दिन के लिए 250 रुपए की दर से जुर्माना जो कि अधिकतम 25,000 रुपए तक हो सकता है, की व्यवस्था करने के लिए केन्द्रीय सूचना आयोग अथवा राज्य सूचना आयोग को सशक्त बनाना;
(xii) दूकानदार लोक सूचना अधिकारी के विरूद्ध प्रथम श्रेणी न्यायाधीश मजिस्ट्रेट के समक्ष शिकायत दर्ज करने की दृष्टि से केन्द्रीय सूचना आयोग अथवा राज्य सूचना आयोग को सीधी शिक्षियों प्रदान कर सशक्त बनाना ;

(xiii) कि ऊपर बताई गई शास्त्रियों के पूर्वप्रारंभ के बिना विभागीय अनुशासनिक कार्यवाही होगी ;

(xiv) कि प्रश्नावर्ग के आरोपों से संबंधित मामलों के अलावा इस अधिनियम से छूट प्राप्त सुरक्षा और आसूचना संगठनों का, सूचना आयुक्त के अनुमोदन की शर्त पर, मानवाधिकार के उल्लंघन से संबंधित मामलों में अनुरोध प्राप्त होने के, 45 दिनों के भीतर जानकारी उपलब्ध कराने का अतिरिक्त दायित्व होगा ।

संशोधनों के ऊपर यथा सारांशित बोरे, विषयमें किए जाने हेतु प्रस्तावित अन्य संशोधनों सहित अनुबंध-III में तुलनात्मक तालिका में दिए गए हैं । (षून्ह सं. 112-162)

5. विषयमें प्रस्तावित संशोधनों में राज्य मुख्य सूचना आयुक्त की अध्यक्षता में राज्यों तथा संघ राज्य क्षेत्रों में सूचना आयोग स्थापित किए जाने की भी संकल्पना की गई है जिसकी सहायता कार्यालय आवश्यकताओं को पूरा करने हेतु अपेक्षित राज्य सूचना आयुक्त करने के भीतर अद्यावधि नहीं होगे । राज्य मुख्य सूचना आयुक्त तथा राज्य सूचना आयुक्तों के अतिरिक्त, आयुक्तालयों के लिए आवश्यक साधनों की आवश्यकता प्रदान किए जाने की दृष्टि से, अतिरिक्त जनसहकार संस्थाएं की कार्यों होगी । प्रस्ताव है कि आर्थिक तथा आयोगों को पांच राज्य सूचना आयुक्तों से अनिवार्य योग्य व्यापक दिया जाए तथा इस आयोग पर इन पदों के सूचना प्रणाली 65 करोड़ रुपए व्यय होना अनुमानित है । इसके अतिरिक्त, आवास, कार्यालय-उपकरण, वाहनों तथा आयोग की अन्य आपूर्तियों के लिए निर्धारित मानकों के
न्यायिक और प्रशिक्षण-विभाग

सं. 34012/1(एस)2005-स्था.(बी)

अनुसार धनराशि उपलब्ध करवाई जानी होगी। अधिनियमन अधिसूचित हो जाने के तत्काल बाद आयोग स्थापित किए जाने प्रस्तावित हैं।

6. समय के कमी के मद्देनज़र, वित्त मंत्रालय (व्यावसायिक) तथा विधि और न्याय मंत्रालय से अपने अपने मत मंत्रिमण्डल की बैठक में प्रस्तुत करने का अनुरोध किया गया है। विधायी विभाग से परमार्श करके संशोधन सूचना का प्रारूप तैयार किया जाएगा और उसे अंतिम रूप दिया जाएगा जो मंत्रिमण्डल द्वारा यथायोग्य अवधारणा निर्धारित आलेखन आदेश परिणामी बदलावों के अधीन रखेगा।

7. प्रधानमंत्री ने, कार्मिक, लोक-शिक्षक क्षेत्र और रेसीम-मंत्रालय के प्रमाणी मंत्री के रूप में मंत्रिमण्डल के लिए इस टिप्पणी का अनुमोदन कर दिया है।

8. तदनुसार मंत्रिमण्डल का अनुमोदन निम्नलिखित के लिए निर्देशित है:–

(i) मंत्री समूह की अनुशंसा के अनुसार ‘सूचना का अधिकार विशेषक, 2004’ में संशोधनों का अनुमोदन तथा इस संबंध में लोक समूह में 'संशोधन के नोटिस' को प्रस्तुत करना; और

(ii) इस टिप्पणी के पैरा-५ में किए गए प्रस्ताव के अनुसार राज्यों/संघ राज्य क्षेत्रों में सूचना आयोगों का गठन और उसके लिए पदों का सृजन।

9. उपर्युक्त प्रस्तावों से संबंधित कार्यान्वयन अनुसूची का विवरण इस टिप्पणी के परिष्करण में दिया गया है।

(अनुप्रभ नारायण तिवारी)
भारत सरकार के सचिव

सं. 34012/1(एस)2005-स्था.(बी)
### कार्यन्वयन अनुसूची का विवरण


<table>
<thead>
<tr>
<th>अपेक्षित निर्णय का सार</th>
<th>अनुभागित नाम/परिणाम</th>
<th>मंत्रिमंडल संसदीय को रिपोर्ट प्रस्तुत करने/कार्यन्वयन हेतु समय सारणी और उसका तत्त्वक</th>
</tr>
</thead>
<tbody>
<tr>
<td>प्रस्तावना के क्षेत्र 1, 2, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 21, 22, 23, 24, 25 और 26 के बारे में कार्यक्रम, लोक शिक्षाविद, विधि और न्याय की विभाग संबंधि संसदीय विभाग सामाजिक और मंत्री-मूल्य द्वारा की गई कुछ सिफारिशों को कार्यान्वित करना</td>
<td>कार्यक्रम, लोक शिक्षाविद, विधि और न्याय की विभाग संबंधि संसदीय विभाग सामाजिक और मंत्री-मूल्य द्वारा की गई कुछ सिफारिशों को प्रकाश में 'सूचना का अधिकार विवेचन, 2005' को संसद के अधिनियम के रूप में अधिनियमित किया जाएगा</td>
<td>'सूचना का अधिकार विवेचन, 2005' का एक आधिकारिक संशोधन वर्ष, 2005 के वर्तमान संसदीय व्रम्भ सत्र में प्रस्तुत किया जाएगा।</td>
</tr>
</tbody>
</table>

फ.सं.: 34012/1(एस.)/2005-स्थ. (ख)

दिनांक 04 मई, 2005

गुप्त
No. 34012/1(s)/2005-Esst.(B)
Government of India
Ministry of Personnel, Public Grievances & Pensions
Department of Personnel & Training

New Delhi, dated the 4th May, 2005.

OFFICE MEMORANDUM

Subject: Proposal for repeal of the 'Freedom of Information Act, 2002' and legislation of the 'Right to Information Act, 2004'.

The undersigned is directed to forward herewith 60 copies, in English, of the 'Note for the Cabinet' on the above subject for placing the matter for consideration of the Cabinet. Hindi version of the Note will follow.

( RAKESH MALHOTRA )
Under Secretary to the Government of India.

Cabinet Secretariat
[Shri K.L. Sharma, Deputy Secretary],
Rashtrapati Bhavan,
New Delhi.
कार्यालय ज्ञापन

विषय: 'सूचना का स्वातंत्र्य अधिनियम, 2002', को निरस्त किए जाने और 'सूचना का अधिकार अधिनियम, 2004' विधान बनाने का प्रस्ताव।

अथोहस्ताक्षर को उपयुक्त विषय पर 'मंत्रिमंडल के लिए दिपणी' के हिन्दी सूचनार की 60 प्रतियों, उपयुक्त सामग्री को मंत्रिमंडल के विचारण के लिए रखे जाने हेतु अप्रेरितित करने का निदेश हुआ है। इस दिपणी का अंग्रेजी पाठ पहले ही भिजवा दिया गया है।

(हरि कुमार)
निदेशक

मंत्रिमंडल सचिवालय,
(श्री के.एल. सार्मा, उप-सचिव)
राष्ट्रपति भवन,
नई दिल्ली।
D.O. No. 21/CM/2005

May 5, 2005

The Cabinet at its meeting held on 4th May, 2005, considered the note dated 03.05.2005 from the Ministry of Personnel, Public Grievances and Pensions, Department of Personnel and Training regarding “Proposal for repeal of the ‘Freedom of Information Act, 2002’ and legislation of the ‘Right to Information Act, 2004” and approved the proposals contained in paragraph 8 thereof with the modification that the words ‘ten years’ figuring in clause 8(4) and proviso thereto will be replaced by ‘twenty years’.

2. The minutes of the meeting will be issued in due course. In the meanwhile, this letter may be treated as an authority to take further action in the matter.

3. I am also endorsing a copy of this letter to Secretary to the President, Secretary, Department of Legal Affairs and Secretary, Legislative Department.

Yours sincerely,

Sd/-

(P.C. RAWAL)

SHRI A.N. TIWARI,
Secretary,
Department of Personnel & Training,
New Delhi.

Copy to:-

i) Secretary to the President.
ii) Secretary, Department of Legal Affairs.
iii) Secretary, Legislative Department.

(P.C. RAWAL)
Secretary Coordination

TEL.: 23017075, 23345545 ☐ Fax: 23018949, 23345637
FOR KIND PERUSAL OF SHRI PULOK CHATTERJI, JS.PMO

Clauses 17 and 21 of the Bill, subject to drafting changes, would read as under:

17 (1) Where the Central Information Commission or the State Information Commission, as the case may be, at the time of deciding any complaint or appeal, finds that the Central or the State Public Information Officer, as the case may be, has failed to provide information without any reasonable cause, the burden of proving that he acted reasonably and diligently shall be upon him, and within the period specified under sub-section (1) of Section 7, the Central Commission or the State Commission may impose a fine of Rs.250/- for each day's delay in furnishing the information, subject to a maximum of Rs.25000/-, after giving the PIO a reasonable opportunity of being heard.

(2) Notwithstanding anything contained in Section 20, where the Central Information Commission or the State Information Commission, as the case may be, at the time of deciding any complaint or appeal is of the opinion that the Central or State Information Officer, as the case may be, is guilty of any misconduct under Sub-section (3) of this clause, he shall file a complaint before a Judicial Magistrate of First Class, after giving the PIO a reasonable opportunity of being heard.

(3) Where it is found by a Judicial Magistrate of First Class that any Public Officer has Central or State Information Officer has

(i) persistently failed to provide information without a reasonable cause within the period specified under Sub-section (1) of Section 7
(ii) Refused to receive an application for information;
(iii) Made false denial a request for information;
(iv) Knowingly given incorrect or misleading information;
(v) Knowingly given wrong or incomplete information;
(vi) Destroyed information subject to a request; or
(vii) Obstructed the activities of a Public Information Officer, any Information Commissioner or the Courts;
he would be guilty of misconduct under this sub-section and will be liable upon summary conviction to a fine of not less than rupees two thousand and not more than 25000/- and an imprisonment up to one year or both.

(4) Without prejudice to the sub-sections (1), (2) and (3), the Central Commission or the State Commission, as the case may be, may recommend for disciplinary action against the Central or State Information Officer, as the case may be, under the Service Rules applicable to him.

for kind perusal of

Shri Jaykumar
 Fax: 23792067

23092716
21 (1) Nothing contained in this Act shall apply to the intelligence and security organisations specified in the Second Schedule, being organisations established by the Central Government or any information furnished by such organisations to that Government.

Provided that the information pertaining to the allegations of corruption and human rights violations shall not be excluded under this sub-section;

Provided further, in case of allegations of violation of human rights, information shall only be given with the approval of the concerned Information Commissioner and notwithstanding anything contained in Section 7, such information shall be provided within 45 days of the receipt of request.

(2) The Central Government may, by notification in the Official Gazette, amend the Schedule by including therein any other intelligence or security organisation established by that Government or omitting therefrom any organisation already specified therein and on the publication of such notification, such organisation shall be deemed to be included in or, as the case may be, omitted from the Schedule.

(3) Every notification issued under sub-section (2) shall be laid before each House of Parliament or the State Assembly as the case may be.

Shri Jaykumar
TAX 23018495
As desired by the Secretary, Department of Personnel and Training, a draft of Official Amendments to the Right to Information Bill, 2004 has been prepared in consultation with the officers of the Department of Personnel and Training and a copy of the same is enclosed.

The Department of Personnel and Training may confirm that the contents of the draft of Official Amendments are in accordance with the approval of the Cabinet and the same adequately meet with their requirements.

(S. R. Dhaleta)
Additional Legislative Counsel
6th May, 2005

Department of Personnel and Training
(Attn. Shri T. Jacob, Joint Secretary)
Sir,

I give notice of my intention to move the following amendments after the adoption of the motion that the Bill further to amend the Right to Information Bill, 2004 be taken into consideration:-

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Page No.</th>
<th>Text of amendment</th>
<th>Clause No.</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Page 1</td>
<td>for long title, substitute-</td>
<td></td>
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</tbody>
</table>

"A BILL

to provide for setting out the practical regime of right to information for citizens to secure access to information under the control of public authorities, in order to promote transparency and accountability in the working of every public authority, the constitution of a Central Information Commission and State Information Commissions and for matters connected therewith or incidental thereto.

WHEREAS the Constitution of India has established democratic Republic;

AND WHEREAS democracy requires an informed citizenry and transparency of information which are vital to its functioning and also to contain corruption and to hold Governments and their instrumentalities accountable to the governed;

AND WHEREAS revelation of information in actual practice is likely to conflict with other public interests including efficient operations of the Governments, optimum use of limited fiscal resources and the preservation of confidentiality of sensitive information;

AND WHEREAS it is necessary to harmonise these conflicting interests while preserving the
NOW, THEREFORE, it is expedient to provide for furnishing certain information to citizens who desire to have it;"

<table>
<thead>
<tr>
<th>Page 1</th>
<th>line 1, for &quot;Fifty-fifth&quot;, substitute &quot;Fifty-sixth&quot;.</th>
<th>Enacting formula.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Page 1</td>
<td>line 5, for &quot;2004&quot;, substitute &quot;2005&quot;.</td>
<td>Clause 1.</td>
</tr>
<tr>
<td>Page 1</td>
<td>for line 7, substitute &quot;The provisions of sub-section (1) of section 4, sub-sections (1) and (2) of section 5, sections 12, 15, 24, 27 and 28 shall come into force at once, and the remaining provisions of this Act shall come into force on the one hundred and twentieth day of its enactment.&quot;</td>
<td>Clause 1.</td>
</tr>
<tr>
<td>Page 1</td>
<td>for lines 9-11, substitute-</td>
<td>Clause 2.</td>
</tr>
</tbody>
</table>

'a) "appropriate Government" means in relation to a public authority which is established, constituted, owned, controlled or substantially financed by funds provided directly or indirectly-

(i) by the Central Government or the Union territory administration, the Central Government;

(ii) by the State Government, the State Government;

(b) "Central Information Commission" means the Central Information Commission constituted under sub-section (1) of section 12;

(c) "Central Chief Information Commissioner" and "Central Information Commissioner" mean the Central Chief Information Commissioner and Central Information Commissioner appointed under sub-section (3) of section 12;

(d) "Central Public Information Officer" means the Central Public Information Officer appointed under sub-section (1) and includes a Central Assistant Public Information Officer designated as such under sub-section (2) of section 5;

(e) "competent authority" means-.

<p>| Page 1 | for line 13, substitute &quot;Assembly of a State or a Union territory having such Assembly and the Chairman in the case of the Council of States or a Legislative Council of&quot;, | Clause 2 |</p>
<table>
<thead>
<tr>
<th></th>
<th>Page 2</th>
<th>for lines 2-4, substitute-</th>
<th>Clause 2.</th>
</tr>
</thead>
<tbody>
<tr>
<td>6.</td>
<td>(iii) the Chief Justice of the High Court in the case of a High Court; (iv) the President or the Governor, as the case may be, in the case of other authorities established or constituted by or under the.</td>
<td>“(iii) the Chief Justice of the High Court in the case of a High Court; (iv) the President or the Governor, as the case may be, in the case of other authorities established or constituted by or under the”.</td>
<td>Clause 2.</td>
</tr>
<tr>
<td>7.</td>
<td>omit lines 7-10.</td>
<td></td>
<td>Clause 2.</td>
</tr>
<tr>
<td>8.</td>
<td>in line 11, for “(d), substitute “(f)”.</td>
<td></td>
<td>Clause 2.</td>
</tr>
<tr>
<td>10.</td>
<td>in line 19, for “(f), substitute “(g)”.</td>
<td></td>
<td>Clause 2.</td>
</tr>
<tr>
<td>11.</td>
<td>in line 20, for “Government”, substitute “appropriate Government”.</td>
<td></td>
<td>Clause 2.</td>
</tr>
<tr>
<td>12.</td>
<td>for lines 21-25, substitute-</td>
<td>“(h) “public authority” means any local authority or local body or local Self Government institution established or constituted,- (i) by or under the Constitution; (ii) by any other law made by Parliament; (iii) by any other law made by State Legislature; (iv) by notification issued or order made by the appropriate Government, and includes any non-Government organisation or any other body owned, controlled or substantially financed by funds provided directly or indirectly by the appropriate Government,”.</td>
<td>Clause 2.</td>
</tr>
<tr>
<td>14.</td>
<td>after line 43, insert “(k) “State Information Commission” means the State Information Commission constituted under sub-section (1) of section 15; “(l) “State Chief Information Commissioner” and “State Information Commissioner” mean the State Chief Information Commissioner and the State Information Commissioner appointed under sub-section (3) of section 15; “(m) “State Public Information Officer” means the State Public Information Officer appointed under sub-section (1) and includes an State Assistant Public Information Officer designated as such under sub-section (2) of section 5;”</td>
<td></td>
<td>Clause 2.</td>
</tr>
<tr>
<td>15.</td>
<td>in line 44, (a) for “(k), substitute “(n)”,</td>
<td></td>
<td>Clause 2.</td>
</tr>
<tr>
<td>Page</td>
<td>Line Numbers</td>
<td>Substitute Text</td>
<td>Clause</td>
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<tr>
<td>16.</td>
<td>in line 34, for “particulars of concessions”,</td>
<td>substitute “particulars of recipients of concessions”</td>
<td>Clause 4</td>
</tr>
<tr>
<td>17.</td>
<td>in lines 43-44, for “within such intervals in each year as may be prescribed”,</td>
<td>substitute “every year”</td>
<td>Clause 4</td>
</tr>
<tr>
<td>18.</td>
<td>lines 5 to 9 shall be omitted</td>
<td></td>
<td>Clause 4</td>
</tr>
<tr>
<td>19.</td>
<td>in line 12, for “communications”,</td>
<td>substitute “communications, including internet,”</td>
<td>Clause 4</td>
</tr>
<tr>
<td>20.</td>
<td>in line 19, for “Public Information Officer”,</td>
<td>substitute “Central Public Information Officer or State Public Information Officer”</td>
<td>Clause 4</td>
</tr>
<tr>
<td>21.</td>
<td>in line 26, for “Public Information Officers”,</td>
<td>substitute “Central Public Information Officers or State Public Information Officers, as the case may be,”</td>
<td>Clause 5</td>
</tr>
<tr>
<td>22.</td>
<td>in line 31, for “an Assistant Public Information Officer”,</td>
<td>substitute “a Central Assistant Public Information Officer or a State Assistant Public Information Officer, as the case may be.”</td>
<td>Clause 5</td>
</tr>
<tr>
<td>23.</td>
<td>in line 33, for “Government”,</td>
<td>substitute “appropriate Government”</td>
<td>Clause 5</td>
</tr>
<tr>
<td>24.</td>
<td>in lines 34-35, for “an Assistant Public Information Officer”,</td>
<td>substitute “a Central Assistant Public Information Officer or a State Assistant Public Information Officer, as the case may be.”</td>
<td>Clause 5</td>
</tr>
<tr>
<td>25.</td>
<td>in lines 37, 39, 42 and 44 for “Public Information Officer”</td>
<td>substitute “Central Public Information Officer or State Public Information Officer, as the case may be.”</td>
<td>Clause 5</td>
</tr>
<tr>
<td>26.</td>
<td>in line 46, for “English”,</td>
<td>substitute “English, Hindi”</td>
<td>Clause 6</td>
</tr>
<tr>
<td>27.</td>
<td>in line 49, for “Public Information Officer”,</td>
<td>substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”</td>
<td>Clause 6</td>
</tr>
<tr>
<td>28.</td>
<td>in line 1, for “Assistant Public Information Officers”,</td>
<td>substitute “Central Assistant Public Information Officer or State Assistant Public Information Officer, as the case may be,”</td>
<td>Clause 6</td>
</tr>
<tr>
<td>29.</td>
<td>in lines 3-4, for “Public Information Officer”,</td>
<td>substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”</td>
<td>Clause 6</td>
</tr>
<tr>
<td>30.</td>
<td>in line 20, for “Public Information Officer”,</td>
<td>substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”</td>
<td>Clause 7</td>
</tr>
<tr>
<td>31.</td>
<td>in line 21, for “thirty days”,</td>
<td>substitute “sixty days”</td>
<td>Clause 7</td>
</tr>
<tr>
<td>32.</td>
<td>in lines 26, 27 and 30, for “Public Information Officer”</td>
<td>substitute “Central Public Information Officer or State Public Information Officer,”</td>
<td>Clause 7</td>
</tr>
<tr>
<td>Page</td>
<td>Line</td>
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<tr>
<td>29.</td>
<td>5</td>
<td>in line 36, for “thirty”, substitute “sixty”. Clause 7.</td>
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<tr>
<td>30.</td>
<td>5</td>
<td>in lines 42-43, for “public authority”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be.” Clause 7.</td>
<td></td>
</tr>
<tr>
<td>31.</td>
<td>5</td>
<td>after line 46, insert: “Provided that the fee payable under sub-section (1) of section 6 and sub-sections (1) and (5) of section 7 shall be reasonable and no such fee shall be charged from the persons of below poverty line determined by the appropriate Government.”. Clause 7.</td>
<td></td>
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<tr>
<td>32.</td>
<td>6</td>
<td>in line 1, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be.”. Clause 7.</td>
<td></td>
</tr>
<tr>
<td>33.</td>
<td>6</td>
<td>in lines 3-4, for “deemed to be rejected under sub-section(2), the Public Information Officer”, substitute “rejected under sub-section (1), the Central Public Information Officer or State Public Information Officer, as the case may be.”. Clause 7.</td>
<td></td>
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<tr>
<td>34.</td>
<td>7</td>
<td>in lines 15, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be.”. Clause 9.</td>
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<tr>
<td>35.</td>
<td>7</td>
<td>in lines 23-24, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be.”. Clause 10.</td>
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<tr>
<td>36.</td>
<td>7</td>
<td>in line 38, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be.”. Clause 11.</td>
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<tr>
<td>37.</td>
<td>7</td>
<td>in line 40, for “public authority”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be.”. Clause 11.</td>
<td></td>
</tr>
<tr>
<td>38.</td>
<td>7</td>
<td>in line 47, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be.”. Clause 11.</td>
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<tr>
<td>39.</td>
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<td>in line 1, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be.”. Clause 11.</td>
<td></td>
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<tr>
<td>40.</td>
<td>8</td>
<td>in line 7, for “15”, substitute “19”. Clause 11.</td>
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<tr>
<td>41.</td>
<td>8</td>
<td>in line 14, for “Commission” where ever it occurs, substitute “Central Information Commission”. Clause 12.</td>
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<tr>
<td>42.</td>
<td>8</td>
<td>in line 15, for “Information Commissioner” wherever it occurs, substitute “Central Chief Information Commissioner”. Clause 12.</td>
<td></td>
</tr>
<tr>
<td>43.</td>
<td>8</td>
<td>in line 16, for “Deputy Information Commissioners” Clause 12.</td>
<td></td>
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<tr>
<td>Page</td>
<td>Clause</td>
<td>Action</td>
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</tr>
<tr>
<td>40.</td>
<td>Clause 11</td>
<td>in line 2, for “15”, substitute “19”.</td>
<td></td>
</tr>
<tr>
<td>41.</td>
<td>Clause 12</td>
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<td>43.</td>
<td>Clause 12</td>
<td>in line 16, for “Deputy Information Commissioners”</td>
<td></td>
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<tr>
<td>Page</td>
<td>Amendments</td>
<td>Clause</td>
<td></td>
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<tr>
<td>44.</td>
<td>Page 8 in line 18, for “Information Commissioner” wherever it occurs, substitute “Central Chief Information Commissioner”</td>
<td>12</td>
<td></td>
</tr>
<tr>
<td>45.</td>
<td>Page 8 for line 22, substitute “(iii) a Union Cabinet Minister nominated by the Prime Minister”</td>
<td>12</td>
<td></td>
</tr>
<tr>
<td>46.</td>
<td>Page 8 in line 28, for “Commission”, substitute “Central Information Commission”</td>
<td>12</td>
<td></td>
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<tr>
<td>47.</td>
<td>Page 8 in line 28, for “Information Commissioner”, substitute “Central Chief Information Commissioner”</td>
<td>12</td>
<td></td>
</tr>
<tr>
<td>48.</td>
<td>Page 8 in lines 28-29, for “Deputy Information Commissioners”, substitute “Central Information Commissioners”</td>
<td>12</td>
<td></td>
</tr>
<tr>
<td>49.</td>
<td>Page 8 in line 30, for “Commission”, substitute “Central Information Commission”</td>
<td>12</td>
<td></td>
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<tr>
<td>50.</td>
<td>Page 8 in line 32, for “Information Commissioner”, substitute “Central Chief Information Commissioner”</td>
<td>12</td>
<td></td>
</tr>
<tr>
<td>51.</td>
<td>Page 8 in line 32, for “Deputy Information Commissioners”, substitute “Central Information Commissioners”</td>
<td>12</td>
<td></td>
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<tr>
<td>52.</td>
<td>Page 8 in lines 33-34, for “experience of administration and governance”, substitute “experience in law, science and technology, social services, management, journalism, mass media or administration and governance”</td>
<td>12</td>
<td></td>
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<tr>
<td>53.</td>
<td>Page 8 in line 35, for “Information Commissioner”, substitute “Central Information Commissioner”</td>
<td>12</td>
<td></td>
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<tr>
<td>54.</td>
<td>Page 8 in line 35, for “Deputy Information Commissioner”, substitute “Central Information Commissioner”</td>
<td>12</td>
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<tr>
<td>55.</td>
<td>Page 8 in line 39, for “Commission” wherever it occurs, substitute “Central Information Commission”</td>
<td>12</td>
<td></td>
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<tr>
<td>56.</td>
<td>Page 8 omit lines 42-43.</td>
<td>13</td>
<td></td>
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<tr>
<td>57.</td>
<td>Page 8 in line 44, for “Information Commissioner”, substitute “Central Chief Information Commissioner”</td>
<td>13</td>
<td></td>
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<tr>
<td>58.</td>
<td>Page 8 omit lines 46-47.</td>
<td>13</td>
<td></td>
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<tr>
<td>59.</td>
<td>Page 8 in line 48, for “Information Commissioner”, substitute “Central Chief Information Commissioner”</td>
<td>13</td>
<td></td>
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<tr>
<td>60.</td>
<td>Page 9 in line 1, (a) for “Deputy Information Commissioner”, substitute “Central Information Commissioner”, (b) for “four”, substitute “five”</td>
<td>13</td>
<td></td>
</tr>
<tr>
<td>61.</td>
<td>Page 9 in line 4, for “Deputy Information Commissioner”, substitute “Central Information Commissioner”</td>
<td>13</td>
<td></td>
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<tr>
<td>62.</td>
<td>Page 9 in line 5, for “Information Commissioner”, substitute “Central Chief Information Commissioner”</td>
<td>13</td>
<td></td>
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<tr>
<td>63.</td>
<td>Page 9 in line 7, for “Deputy Information Commissioner”</td>
<td>13</td>
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<td>Page</td>
<td>Substitute/Line</td>
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<td>64.</td>
<td>Page 9</td>
<td>Clause 13.</td>
<td></td>
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<tr>
<td>68.</td>
<td>Page 9</td>
<td>Clause 13.</td>
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<td>Page</td>
<td>in line</td>
<td>substitute</td>
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<td>85.</td>
<td>42, for</td>
<td>&quot;Information Commissioner&quot;,</td>
<td>13.</td>
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<tr>
<td>86.</td>
<td>43, for</td>
<td>&quot;Deputy Information Commissioner&quot;,</td>
<td>13.</td>
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<tr>
<td>87.</td>
<td>46, for</td>
<td>&quot;Information Commissioner&quot;,</td>
<td>13.</td>
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<tr>
<td>88.</td>
<td>46, for</td>
<td>&quot;Deputy Information Commissioner&quot;,</td>
<td>13.</td>
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<td>89.</td>
<td>48, for</td>
<td>&quot;Information Commissioner&quot;,</td>
<td>13.</td>
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<td>90.</td>
<td>49, for</td>
<td>&quot;Deputy Information Commissioners&quot;,</td>
<td>13.</td>
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<tr>
<td>91.</td>
<td>4, for</td>
<td>&quot;Information Commissioner&quot;,</td>
<td>14.</td>
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<tr>
<td>92.</td>
<td>5, for</td>
<td>&quot;Deputy Information Commissioners&quot;,</td>
<td>14.</td>
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<tr>
<td>93.</td>
<td>7-8, for</td>
<td>&quot;Information Commissioner&quot;,</td>
<td>14.</td>
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<tr>
<td>94.</td>
<td>8, for</td>
<td>&quot;Deputy Information Commissioners&quot;,</td>
<td>14.</td>
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<tr>
<td>95.</td>
<td>11, for</td>
<td>&quot;Information Commissioner&quot;,</td>
<td>14.</td>
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<tr>
<td>96.</td>
<td>11-12, for</td>
<td>&quot;Deputy Information Commissioners&quot;,</td>
<td>14.</td>
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<tr>
<td>97.</td>
<td>16, for</td>
<td>&quot;Information Commissioner&quot;,</td>
<td>14.</td>
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<td>98.</td>
<td>16-17, for</td>
<td>&quot;Deputy Information Commissioners&quot;,</td>
<td>14.</td>
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<td>99.</td>
<td>17, for</td>
<td>&quot;Information Commissioner&quot;,</td>
<td>14.</td>
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<td>100.</td>
<td>17, for</td>
<td>&quot;Deputy Information Commissioner&quot;,</td>
<td>14.</td>
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<td>101.</td>
<td>27, for</td>
<td>&quot;Information Commissioner&quot;,</td>
<td>14.</td>
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<tr>
<td>102.</td>
<td>27, for</td>
<td>&quot;Deputy Information Commissioner&quot;,</td>
<td>14.</td>
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<tr>
<td>103.</td>
<td>28, for</td>
<td>&quot;Information Commissioner&quot;,</td>
<td>14.</td>
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<tr>
<td>104.</td>
<td>28, for</td>
<td>&quot;Deputy Information Commissioner&quot;,</td>
<td>14.</td>
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<tr>
<td>105.</td>
<td>33, insert-</td>
<td>&quot;CHAPTER IV&quot;</td>
<td>14.</td>
</tr>
</tbody>
</table>

THE STATE INFORMATION COMMISSION AND STATE
15. (1) Every State Government shall, by notification in the Official Gazette, constitute a body to be known as the (name of the State) Information Commission to exercise the powers conferred on, and to perform the functions assigned to, it under this Act.

(2) The State Information Commission shall consist of-

(a) the State Chief Information Commissioner; and

(b) such number of State Information Commissioners not exceeding ten as may be deemed necessary.

(3) The State Chief Information Commissioner and the State Information Commissioners shall be appointed by the Governor on the recommendation of a committee consisting of-

(i) the Chief Minister, who shall be the Chairperson of the committee;

(ii) the Leader of Opposition in the Legislative Assembly, and

(iii) the Cabinet Minister nominated by the Chief Minister.

Explanatory.- For the purposes of removal of doubts, it is hereby declared that where the Leader of Opposition in the Legislative Assembly has not been recognised as such, the Leader of the single largest group in opposition of the Government in the Legislative Assembly shall be deemed to be the Leader of the Opposition.

(4) The general superintendence, direction and management of the affairs of the State Information Commission shall vest in the State Chief Information Commissioner who shall be assisted by the State Information Commissioners and may exercise all such powers and do all such acts and things which may be exercised or done by the State Information Commission autonomously without being subjected to directions by any other authority under this Act.
(5) The State Chief Information Commissioner and the State Information Commissioners shall be persons of eminence in public life with wide knowledge and experience in law, science and technology, social service, management, journalism, mass media or administration and governance.

(6) The State Chief Information Commissioner or a State Information Commissioner shall not be a member of Parliament or Member of the Legislature of any State or Union territory, as the case may be, or hold any other office of profit or connected with any political party or carrying on any business or pursuing any profession.

(7) The headquarters of the State Information Commission shall be at such place as the State Government may, by notification in the Official Gazette, specify and the State Information Commission may, with the previous approval of the State Government, establish offices at other places in India.

16. (1) The State Chief Information Commissioner shall hold office for a term of five years from the date on which he enters upon his office and shall not be eligible for reappointment:

Provided that no State Chief Information Commissioner shall hold office as such after he has attained the age of sixty-five years.

(2) Every State Information Commissioner shall hold office for a term of five years from the date on which he enters upon his office or till he attains the age of sixty-five years, whichever is earlier.

Provided that every State Information Commissioner shall, on vacating his office under this sub-section, be eligible for appointment as the State Chief Information Commissioner in the manner specified in sub-section (3) of section 15:

Provided further that where the State Information Commissioner is appointed as the State Chief Information Commissioner, his term of office shall not be more than five years in aggregate as the State Information Commissioner and the State Chief
Information Commissioner.

(3) The State Chief Information Commissioner or a State Information Commissioner, shall before he enters upon his office make and subscribe before the Governor or some other person appointed by him in that behalf, an oath or affirmation according to the form set out for the purpose in the First Schedule.

(4) The State Chief Information Commissioner or a State Information Commissioner may, at any time, by writing under his hand addressed to the Governor, resign from his office:

Provided that the State Chief Information Commissioner or a State Information Commissioner may be removed in the manner specified under section 17.

(5) The State Chief Information Commissioner or a State Information Commissioner shall, on cessation of his office, not be eligible for-

(a) any diplomatic assignment, assignment as administrator of a Union territory or such other assignment or appointment which is required by law to be made by the President by warrant under his hand and seal;

(b) further employment to any office of profit under the Government of India or the Government of a State.

(6) The salaries and allowances payable to and other terms and conditions of service of-

(a) the State Chief Information Commissioner shall be the same as that of the Election Commissioner of India.

(b) the State Information Commissioner shall be the same as that of the Chief Secretary to the State:

Provided that if the State Chief Information Commissioner or a State Information Commissioner, at
the time of his appointment is, in receipt of a pension (other than a disability or wound pension) in respect of any previous service under the Government of India or under the Government of a State, his salary in respect of the service as the State Chief Information Commissioner or a State Information Commissioner shall be reduced by the amount of that pension including any portion of pension which was commuted and pension equivalent of other forms of retirement benefits excluding pension equivalent of retirement gratuity:

Provided further that if the State Chief Information Commissioner or a State Information Commissioner if, at the time of his appointment is, in receipt of retirement benefits in respect of any previous service rendered in a Corporation established by or under any Central Act or State Act or a Government company owned or controlled by the Central Government or the State Government, his salary in respect of the service as the State Chief Information Commissioner or the State Information Commissioner shall be reduced by the amount of pension equivalent to the retirement benefits:

Provided also that the salaries, allowances and the other conditions of service of the State Chief Information Commissioner and the State Information Commissioners shall not be varied to their disadvantage after their appointment.

(7) The State Government shall provide the State Chief Information Commissioner and the State Information Commissioners with such officers and employees as may be necessary for the efficient performance of their functions under this Act, and the salaries and allowances payable to and the other terms and conditions of service of the officers and other employees appointed for the purpose of this Act shall be such as may be prescribed.

Removal of State Chief Information Commissioner or State

17. (1) Subject to the provisions of sub-section (3), the State Chief Information Commissioner or any State Information Commissioner shall be removed from his office only by order of the Governor on the ground of proved misbehaviour or incapacity after the Supreme
Court, on a reference made to it by the Governor, has on inquiry, reported that the State Chief Information Commissioner or any State Information Commissioner, as the case may be, ought on such ground be removed.

(2) The Governor may suspend from office, and if deem necessary prohibit also from attending the office during inquiry, the State Chief Information Commissioner or State information Commissioner in respect of whom a reference has been made to the Supreme Court under sub-section (1) until the Governor has passed orders on receipt of the report of the Supreme Court on such reference.

(3) Notwithstanding anything contained in sub-section (1), the Governor may by order remove from office the State Chief Information Commissioner or any State Information Commissioner if the State Chief Information Commissioner or a State Information Commissioner, as the case may be,—

(a) is adjudged an insolvent, or
(b) has been convicted of an offence which, in the opinion of the Governor, involves moral turpitude, or
(c) engages during his term of office in any paid employment outside the duties of his office; or

(d) is, in the opinion of the Governor, unfit to continue in office by reason of infirmity of mind or body; or

(e) has acquired such financial or other interest as is likely to affect prejudicially his functions as an State Chief Information Commissioner or a State Information Commissioner.

(4) If the State Chief Information Commissioner or any State Information Commissioner in any way, concerned or interested in any contract or agreement made by or on behalf of the Government of India or participates in any way in the profit thereof or in any benefit or emolument arising therefrom otherwise than as a member and in common with the other member of an incorporated company, he shall, for the purposes of sub-section (1), be deemed to be guilty of misbehaviour.
<table>
<thead>
<tr>
<th>Page</th>
<th>Clause Numbers</th>
<th>Ongoing Changes</th>
</tr>
</thead>
<tbody>
<tr>
<td>106</td>
<td>Clause 15.</td>
<td>(a) for “15”, substitute “18”,</td>
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<tr>
<td></td>
<td></td>
<td>(b) for “Commission”, substitute “Central Information Commission or State Information Commission, as the case may be,”.</td>
</tr>
<tr>
<td>107</td>
<td>Clause 15.</td>
<td>in line 36, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be.”.</td>
</tr>
<tr>
<td>108</td>
<td>Clause 15.</td>
<td>in line 38, for “Assistant Public Information Officer”, substitute “Central Assistant Public Information Officer or State Assistant Public Information Officer, as the case may be,”.</td>
</tr>
<tr>
<td>109</td>
<td>Clause 15.</td>
<td>in line 39, for “Government”, substitute “appropriate Government”.</td>
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<tr>
<td>110</td>
<td>Clause 15.</td>
<td>in lines 1 and 3, for “Commission” where ever it occurs, substitute “Central Information Commission or State Information Commission, as the case may be,”.</td>
</tr>
<tr>
<td>111</td>
<td>Clause 15.</td>
<td>in line 13, for “Act of Parliament”, substitute “Act of Parliament or State Legislature, as the case may be,”.</td>
</tr>
<tr>
<td>112</td>
<td>Clause 15.</td>
<td>in line 14, for “Commission”, substitute “Central Information Commission or State Information Commission, as the case may be,”.</td>
</tr>
<tr>
<td>113</td>
<td>Clause 16.</td>
<td>in line 17, for “(16)”, substitute “(19)”.</td>
</tr>
<tr>
<td>114</td>
<td>Clause 16.</td>
<td>in lines 19, 20-21, for “Public Information Officer” where ever it occurs, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”.</td>
</tr>
<tr>
<td>115</td>
<td>Clause 16.</td>
<td>in lines 27 and 28, for “Commission”, where ever it occurs, substitute “Central Information Commission or State Information Commission, as the case may be,”.</td>
</tr>
<tr>
<td>116</td>
<td>Clause 16.</td>
<td>in lines 31-32 and 34, for “Public Information Officer” where ever it occurs, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”.</td>
</tr>
<tr>
<td>117</td>
<td>Clause 16.</td>
<td>in line 35, for “Commission”, substitute “Central Information Commission or State Information Commission, as the case may be,”.</td>
</tr>
<tr>
<td>118</td>
<td>Clause 16.</td>
<td>in line 38, for “public authority which”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be, who”.</td>
</tr>
</tbody>
</table>
| 119  | Clause 16.     | in lines 43 and 44, for “Commission”, where ever it
occurs, substitute “Central Information Commission or State Information Commission, as the case may be,”.

120. Page 12 in line 1, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”. Clause 16.


122. Page 12 in lines 13 and 15, for “Commission” where ever it occurs, substitute “Central Information Commission or State Information Commission, as the case may be,”. Clause 16.


124. Page 12 in line 19,

(a) for “17”, substitute “20”,

(b) for “20”, substitute “23”. Clause 17.

125. Page 12 in line 23, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be.” Clause 17.

126. Page 12 in line 25, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be.” Clause 17.

127. Page 12 after line 27, insert-

“(3) Where it is found by a Judicial Magistrate of First Class that any Central or State Public Information Officer has

(i) Persistently failed to provide information without a reasonable cause within the period specified under sub-section (1) of section 7;

(ii) Refused to receive an application for information; any misconduct under sub-section (3) of this clause, he shall file a complaint before a Judicial Magistrate of First Class, after giving the Central or State Public Information Officer, a reasonable opportunity of being heard.

(3) Where it is found by a Judicial Magistrate of First Class that any Central or State Public Information Officer has

(i) Persistently failed to provide information
without a reasonable cause within the period specified under sub-section (1) of section 7, 
(ii) Refused to receive an application for information;
(iii) Malafide denied a request for information;
(iv) Knowledge given incorrect or misleading information;
(v) Knowingly given wrong or incomplete information;
(vi) Destroyed information subject to a request; or
(vii) obstructed the activities of a Public Information Officer, any Information Commissioner or the Courts;

he would be guilty of misconduct under this sub-section and will be liable upon summary conviction to a fine or not less than rupees two thousand and not more than Rs. 25000/- and an imprisonment upto one year or both.

(4) Without prejudice to the sub-sections (1), (2) and (3), the Central Information Commission or the State Information Commission, as the case may be, may recommend for disciplinary action against the Central or State Public Information Officer, as the case may be, under the Service Rules applicable to him.

128. Page 12 in line 28, for "CHAPTER IV", substitute "CHAPTER VI".

129. Page 12 in line 30, for "18", substitute "21".

130. Page 12 in line 33, for "19", substitute "22".

131. Page 12 in line 36, for "20", substitute "23".

132. Page 12 in line 39,
(a) for "21", substitute "24";
(b) for "intelligence", substitute "Armed Forces, intelligence".

133. Page 12 after line 41, insert-
"Provided further that in case of allegations of violation of human rights, information shall only be given with the approval of the concerned Information Commissioner and notwithstanding anything contained in section 7, such information shall be provided within 45 days of the receipt of request."
| Page 13 | in line 5:-  
|         | (a) for "22", substitute "25",  
|         | (b) for "Commission", substitute "Central  
|         | Information Commission or State information  
|         | Commission, as the case may be;",  
| 135 | Page 13 | in lines 9 and 17, for "Commission" where ever it  
|      |         | occurs, substitute "Central Information Commission or  
|      |         | State Information Commission, as the case may be;".  
| 136 | Page 13 | in line 28, for "the Central Government", substitute  
|      |         | "the Central Government or the State Government, as  
|      |         | the case may be;".  
| 137 | Page 13 | in line 29, for "Commission", substitute "Central  
|      |         | Information Commission or State Information  
|      |         | Commission, as the case may be;".  
| 138 | Page 13 | in line 30, for "each House of Parliament", substitute  
|      |         | "each House of Parliament or, as the case may be,  
|      |         | before each House of the State Legislature, where there  
|      |         | are two Houses, and where there is one House of the  
|      |         | State Legislature, before that House".  
| 139 | Page 13 | in line 31, for "Commission", substitute "Central  
|      |         | Information Commission or State Information  
|      |         | Commission, as the case may be;".  
| 140 | Page 13 | in line 35:-  
|      | (a) for "23", substitute "26",  
|      | (b) for "Central Government", substitute  
|      | "appropriate Government".  
| 141 | Page 13 | in line 45, for "Information Officers", substitute  
|      |         | "Central Information Officers or State information  
|      |         | Officers, as the case may be;".  
| 142 | Page 13 | in line 47, for "Government", substitute "appropriate  
|      |         | Government".  
| 143 | Page 14 | in line 3, for "Government", substitute "appropriate  
|      |         | Government".  
| 144 | Page 14 | in lines 8 and 12, for "Public Information Officer",  
|      |         | substitute "Central Public Information Officer or State  
|      |         | Public Information Officer, as the case may be;".  
| 145 | Page 14 | in line 14, for "Commission", substitute "Central  
|      |         | Information Commission or State Information  
|      |         | Commission, as the case may be;".  
| 146 | Page 14 | in line 24, for "Government", substitute "appropriate  
|      |         | Government".  
| 147 | Page 14 | in line 26:-  
|      | (a) for "24", substitute "27".  
|      | (b) for "Central Government", substitute  
|      | "appropriate Government".  
| 148 | Page 14 | omit lines 30-31.  

Clause 22.

Clause 22.

Clause 22.

Clause 22.

Clause 23.

Clause 23.

Clause 23.

Clause 23.

Clause 23.

Clause 23.

Clause 23.

Clause 24.

Clause 24.
| Page | Clause | Action | Page Number | Line Number | Section/Clause
|------|--------|--------|-------------|-------------|----------------|
| 149  | Clause 24 | in line 32, for “(b)”, substitute “(a)” | 14 | 32 | 49
| 150  | Clause 24 | in line 34, for “(c)”, substitute “(b)” | 14 | 34 | 49
| 151  | Clause 24 | in line 33, for “(d)”, substitute “(c)” | 14 | 33 | 49
| 152  | Clause 24 | in line 36, for “(e)”, substitute “(d)” | 14 | 36 | 49
| 153  | Clause 24 | in line 38, (a) for “(f)”, substitute “(e)”;
(b) for “Commission”, substitute “Central Information Commission or State Information Commission, as the case may be.” | 14 | 38 | 49
| 154  | Clause 24 | in line 40, for “(g)”, substitute “(f)” | 14 | 40 | 49
| 155  | Clause 24 | in line 37 for “13”, substitute “and sub-section (7) of section” | 14 | 37 | 49
| 156  | Clause 24 | in line 39, for “16”, substitute “19” | 14 | 39 | 49
| 157  | Clause 25 | in line 41, for “25”, substitute “28” | 14 | 41 | 49
| 158  | Clause 25 | omit lines 45-46 | 14 | 45 | 49
| 159  | Clause 25 | in line 47, for “(ii)”, substitute “(j)” | 14 | 47 | 49
| 160  | Clause 25 | in line 49, for “(iii)”, substitute “(ii)” | 14 | 49 | 49
| 161  | Clause 25 | in line 1, for “(iv)”, substitute “(iii)” | 15 | 1 | 49
| 162  | Clause 25 | in line 2, for “(v)”, substitute “(iv)” | 15 | 2 | 49
| 163  | Clause 25 | in line 3, for “26”, substitute “29” | 15 | 3 | 49
| 164  | Clause 27 | in line 12, for “27”, substitute “30” | 15 | 12 | 49
| 165  | Clause 28 | in line 20, for “28”, substitute “31” | 15 | 20 | 49
D.O. No. 21/CM/2005

May 5, 2005

Dear A. N.,

The Cabinet at its meeting held on 4th May, 2005, considered the note dated 03.05.2005 from the Ministry of Personnel, Public Grievances and Pensions, Department of Personnel and Training regarding “Proposal for repeal of the ‘Freedom of Information Act, 2002’ and legislation of the ‘Right to Information Act, 2004’” and approved the proposals contained in paragraph 8 thereof with the modification that the words ‘ten years’ figuring in clause 8(4) and proviso thereto will be replaced by ‘twenty years’.

2. The minutes of the meeting will be issued in due course. In the meanwhile, this letter may be treated as an authority to take further action in the matter.

3. I am also endorsing a copy of this letter to Secretary to the President, Secretary, Department of Legal Affairs and Secretary, Legislative Department.

With Best Wishes,

Yours sincerely,

(P.C. RAWAL)

SHRI A.N. TIWARI,
Secretary,
Department of Personnel & Training,
New Delhi.
Notice for consideration and passing of the ‘Right to Information Bill, 2004’

To,

The Secretary General
Lok Sabha,
New Delhi


Sir,

I give notice of my intention to move the following motion during the current Session, 2005 of the Lok Sabha:

(i) The Right to Information Bill, 2004, be taken into consideration; and

(ii) that the Bill be passed.

Yours faithfully,

(SURESH PACHOURI)
1. Ministry of Parliamentary Affairs (Shri K.K. Thakur, Deputy Secretary), 86-B, Parliament House, New Delhi.

2. Legislative Department (Shri S.R. Dhaleta, Additional Legislative Counsel), Shastri Bhawan, New Delhi.

3. Parliament Section, Department of Personnel & Training, New Delhi.

( Hari Kumar )
Director
'सूचना का अधिकार विधेयक, 2004' के विचारण और पारित किए जाने के संबंध में नोटिस।

सेवा में,

महासचिव,
लोक सभा,
नई दिल्ली।

विषय:- सूचना का अधिकार विधेयक, 2004.

महोदय,

मैं लोक सभा के वर्तमान सत्र, 2005 के दौरान निम्नलिखित प्रस्ताव लाए जाने के आशय का नोटिस देता हूँ :-

(i) सूचना का अधिकार विधेयक, 2004 पर विचार किया जाए ; और
(ii) यह विधेयक पारित कर दिया जाए।

भवदीय,

(सुरेश पाचौरी)

102, North Block, New Delhi-110001 Phone : 23092475 3901 Fax : 23092716
May 6, 2005

My dear Anurag,

We are now going to enter expectedly the last week of the Budget Session of Parliament. Consequent to a large number of Bills maturing for consideration and passage, there is a lot of pressure on scheduling them in the two Houses of Parliament. In order to accommodate all the Legislative Business available at present, a very tight schedule has been drawn up for the purpose. As per the tentative programme drawn up, the following Bill pertaining to your Ministry is scheduled in the two Houses during next week:

<table>
<thead>
<tr>
<th>S.No.</th>
<th>Name of the Bill</th>
<th>Day and Date In Lok Sabha</th>
<th>Day and Date In Rajya Sabha</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>The Right to Information Bill, 2004</td>
<td>Tuesday, 10.05.05</td>
<td>Thursday, 12.05.06</td>
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</table>

You are, therefore, requested to take steps to complete all necessary formalities in order to ensure that the slot allotted for the Bill of your Ministry is utilised. Since a large number of Bills have been already scheduled during the next week, it would not be possible to give another slot to you if, for any reason, the slot allotted to you is not utilised.

Looking forward to your fullest cooperation,

Yours sincerely,

(V.K. Agnihotri)

Shri A.N. Tiwari,
Secretary,
Ministry of Personnel, Public Grievances & Pensions,
North Block,
New Delhi-110001.
SUBJECT: PROPOSAL FOR AMENDMENT TO THE RIGHT TO INFORMATION BILL, 2004.

President of India was pleased to recommend the introduction in and consideration by the Lok Sabha of the 'Right to Information Bill, 2004', under Clauses (1) and (3) of Article 117 of the Constitution (copy enclosed).

2. The 'Right to Information Bill, 2004', as introduced in the Lok Sabha on 23rd December, 2004 and pending therein, was referred on 31st December, 2004 to the Department-related Parliamentary Standing Committee on Personnel, Public Grievances, Law and Justice for examination and report. The Standing Committee presented its Third Report on this Bill to the Rajya Sabha on 21st March, 2005 and laid this Report in the Lok Sabha on the same day. The Committee has recommended a number of amendments to the various clauses in the Right to Information Bill, 2004.

3. Keeping in view the recommendations made by the Standing Committee and the Group of Ministers, the Government proposes to make a number of amendments in the Right to Information Bill, 2004. These amendments, inter alia, include:

   a) Expansion of applicability of the enactment to cover State Public authorities as also the non-Government organizations, which are substantially funded by the Government;

   b) Setting up of State Information Commissions and appointing State Chief Information Commissioner and State Information Commissioner;

   c) To empower the Central Information Commission or State Information Commission to impose on the Public Information Officer a fine of Rs.250/- for each day's delay in furnishing the information subject to a maximum of Rs.25000/-; and,

   d) On summary conviction, make the Public Information Officer liable to a fine of not less than rupees two thousand and not more than rupees twenty five thousand and imprisonment upto one year.
4. The Cabinet, in its meeting held on 4th May, 2005 approved the proposal for amendments in the Right to Information Bill, 2004. A copy of the Note considered by the Cabinet is placed at flag 'B'. A copy of the letter of authority dated the 5th May, 2005 issued by the Cabinet Secretariat for taking further necessary action in the matter is enclosed.

5. The proposed amendments may involve expenditure to be charged on the Consolidated Fund of India. The proposed amendment, therefore, attracts sub-clause (e) of clause (1) of Article 110 of the Constitution of India and thus, requires recommendation of the President for introduction in Parliament as provided under Article 117 (1) of the Constitution, and under Article 117 (3) for its consideration by the Parliament.

6. Recommendation of the President is accordingly solicited under Clause (1) and Clause (3) of the Article 117 of the Constitution for introduction and consideration by the Lok Sabha of the aforementioned Amendments.

(SURESH PACHOURI)
MINISTER OF STATE IN THE MINISTRY OF PERSONNEL,
PUBLIC GRIEVANCES & PENSIONS AND
MINISTER OF STATE IN THE MINISTRY OF
PARLIAMENTARY AFFAIRS.

PRIME MINISTER

PRESIDENT
SUBJECT: PROPOSAL FOR AMENDMENT TO THE RIGHT TO INFORMATION BILL, 2004.

President of India was pleased to recommend the introduction in and consideration by the Lok Sabha of the 'Right to Information Bill, 2004'; under Clauses (1) and (3) of Article 117 of the Constitution (copy enclosed).

2. The 'Right to Information Bill, 2004', as introduced in the Lok Sabha on 23rd December, 2004 and pending therein, was referred on 31st December, 2004 to the Department-related Parliamentary Standing Committee on Personnel, Public Grievances, Law and Justice for examination and report. The Standing Committee presented its Third Report on this Bill to the Rajya Sabha on 21st March, 2005 and laid this Report in the Lok Sabha on the same day. The Committee has recommended a number of amendments to the various clauses in the Right to Information Bill, 2004.

3. Keeping in view the recommendations made by the Standing Committee and the Group of Ministers, the Government proposes to make a number of amendments in the Right to Information Bill, 2004. These amendments, inter alia, include:

a) Expansion of applicability of the enactment to cover State Public authorities as also the non-Government organizations, which are substantially funded by the Government;

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c) To empower the Central Information Commission or State Information Commission to impose on the Public Information Officer a fine of Rs.250/- for each day's delay in furnishing the information subject to a maximum of Rs.25000/-; and,

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6. Recommendation of the President is accordingly solicited under Clause (1) and Clause (3) of the Article 117 of the Constitution for introduction and consideration by the Lok Sabha of the afore-mentioned Amendments.

(SURESH PACHOURI)
MINISTER OF STATE IN THE MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES & PENSIONS AND MINISTER OF STATE IN THE MINISTRY OF PARLIAMENTARY AFFAIRS.

PRIME MINISTER

PRESIDENT
Government of India  
Ministry of Personnel, Public Grievances and Pensions  
(Department of Personnel and Training)  

New Delhi, the 7th May, 2005  

To  
The Secretary General,  
Lok Sabha,  
New Delhi.  

Sir,  

I give notice of my intention to move the following amendments after the adoption of the motion that the Bill further to amend the Right to Information Bill, 2004 be taken into consideration: -

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<thead>
<tr>
<th>Sl. No.</th>
<th>Page No.</th>
<th>Text of amendment</th>
<th>Clause No.</th>
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<tbody>
<tr>
<td>1.</td>
<td>Page 1</td>
<td>For long title, substitute-</td>
<td>Long title</td>
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</table>

"A BILL  
to provide for setting out the practical regime of right to information for citizens to secure access to information under the control of public authorities, in order to promote transparency and accountability in the working of every public authority, the constitution of a Central Information Commission and State Information Commissions and for matters connected therewith or incidental thereto.  

WHEREAS the Constitution of India has established democratic Republic;  
AND WHEREAS democracy requires an informed citizenry and transparency of information which are vital to its functioning and also to contain corruption and to hold Governments and their instrumentalities accountable to the governed;
AND WHEREAS revelation of information in actual practice is likely to conflict with other public interests including efficient operations of the Governments, optimum use of limited fiscal resources and the preservation of confidentiality of sensitive information;

AND WHEREAS it is necessary to harmonise these conflicting interests while preserving the paramountcy of the democratic ideal;

NOW, THEREFORE, it is expedient to provide for furnishing certain information to citizens who desire to have it;"

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<tr>
<td>2. Page 1</td>
<td>line 1, for “Fifty-fifth”, substitute “Fifty-sixth”; Enacting formula</td>
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<td>3. Page 1</td>
<td>line 5, for “2004”, substitute “2005”; Clause 1</td>
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<td>4. Page 1</td>
<td>for line 7, substitute “The provisions of sub-section (1) of section 4, sub-sections (1) and (2) of section 5, sections 12, 13, 15, 16, 24, 27 and 28 shall come into force at once, and the remaining provisions of this Act shall come into force on the one hundred and twentieth day of its enactment.”; Clause 1</td>
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<td>5. Page 1</td>
<td>for lines 9-11, substitute- Clause 2</td>
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(a) “appropriate Government” means in relation to a public authority which is established, constituted, owned, controlled or substantially financed by funds provided directly or indirectly-

(i) by the Central Government or the Union territory administration, the Central Government;

(ii) by the State Government, the State Government;

(b) “Central Information Commission” means the Central Information Commission constituted under sub-section (1) of section 12;

(c) “Central Public Information Officer” means the Central Public Information Officer designated under sub-section (1) and includes a Central Assistant Public Information Officer designated as such under sub-section (2) of section 5;

(d) “Chief Information Commissioner” and “Information Commissioner” mean the Chief
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<td>Information Commissioner and Information Commissioner appointed under sub-section (3) of section 12; (e) &quot;competent authority&quot; means -';</td>
<td></td>
<td></td>
<td>Clause 2</td>
</tr>
<tr>
<td>Page 1</td>
<td>for lines 13 and 14, substitute &quot;Assembly of a State or a Union territory having such Assembly and the Chairman in the case of the Council of States or a Legislative Council of States&quot;;</td>
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<td>Page 2</td>
<td>for lines 2-5, substitute - &quot;(iii) the Chief Justice of the High Court in the case of a High Court; (iv) the President or the Governor, as the case may be, in the case of other authorities established or constituted by or under the Constitution&quot;;</td>
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<td>Page 2</td>
<td>omit lines 7-10;</td>
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<td>Page 2</td>
<td>in line 11, for &quot;(d)&quot;, substitute &quot;(f)&quot;;</td>
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<td>Page 2</td>
<td>omit lines 16-18;</td>
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<tr>
<td>Page 2</td>
<td>in line 19, for &quot;(f)&quot;, substitute &quot;(g)&quot;;</td>
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<td></td>
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<tr>
<td>Page 2</td>
<td>in line 20, for &quot;Government&quot;, substitute &quot;appropriate Government&quot;;</td>
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<td>Page 2</td>
<td>for lines 21-25, substitute - &quot;(h) &quot;public authority&quot; means any authority or body or institution of self government established or constituted, - (a) by or under the Constitution; (b) by any other law made by Parliament; (c) by any other law made by State Legislature; (d) by notification issued or order made by the appropriate Government, and includes any - (i) body owned, controlled or substantially financed; (ii) non-Government organisation substantially financed, directly or indirectly by funds provided by the appropriate Government&quot;;</td>
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<td>omit lines 26-28;</td>
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<td>Clause</td>
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| 15. | 2 | (k) “State Information Commission” means the State Information Commission constituted under sub-section (1) of section 15; (l) “State Chief Information Commissioner” and “State Information Commissioner” mean the State Chief Information Commissioner and the State Information Commissioner appointed under sub-section (3) of section 15; (m) “State Public Information Officer” means the State Public Information Officer designated under sub-section (1) and includes an State Assistant Public Information Officer designated as such under sub-section (2) of section 5;  
| 16. | 2 | in line 44,- (a) for “(k)”, substitute “(n)”; (b) for “person making”, substitute “citizen making”;  
| 17. | 3 | for line 10, substitute “(b) publish within one hundred and twenty days from the enactment of this Act.”;  
| 18. | 3 | in line 34, for “particulars of concessions”, substitute “particulars of recipients of concessions”;  
| 19. | 3 | in lines 43-44, for “within such intervals in each year as may be prescribed”, substitute “every year”;  
| 20. | 4 | omit lines 5 to 9;  
| 21. | 4 | in line 12, for “communications”, substitute “communications, including internet.”;  
| 22. | 4 | in line 15, omit “and comprehensible”;  
| 23. | 4 | in line 19, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be.”;  
| 24. | 4 | in line 26, for “Public Information Officers”, substitute “Central Public Information Officers or State Public Information Officers, as the case may be.”;  
| 25. | 4 | in line 31, for “an Assistant Public Information Officer”, substitute “a Central Assistant Public Information Officer or a State Assistant Public Information Officer, as the case may be.”;  
| 26. | 4 | in line 33, for “it or to the Government”, substitute “the Central Public Information Officer or the State Public Information Officer or senior officer specified under sub-section (1) of section 19 or the Central Information Commission or the State Information Commission, as the case may be.”;  
| 27. | 4 | in lines 34-35, for “an Assistant Public Information Officer”
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<th>Page</th>
<th>In Lines</th>
<th>Substitution</th>
<th>Clause</th>
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<tr>
<td>28</td>
<td>37, 39, 42 and 44</td>
<td>“Central Assistant Public Information Officer or a State Assistant Public Information Officer, as the case may be.”</td>
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<td>29</td>
<td>46</td>
<td>“English”</td>
<td>6</td>
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<tr>
<td>30</td>
<td>49</td>
<td>“Central Public Information Officer or State Public Information Officer, as the case may be.”</td>
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<td>31</td>
<td>1</td>
<td>“Assistant Public Information Officers”</td>
<td>6</td>
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<tr>
<td>32</td>
<td>3-4</td>
<td>“Central Public Information Officer or State Public Information Officer, as the case may be.”</td>
<td>6</td>
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<td>33</td>
<td>20</td>
<td>“Central Public Information Officer or State Public Information Officer, as the case may be.”</td>
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<td>34</td>
<td>26, 27 and 30</td>
<td>“Central Public Information Officer or State Public Information Officer, as the case may be.”</td>
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<td>35</td>
<td>42-43</td>
<td>“Central Public Information Officer or State Public Information Officer, as the case may be.”</td>
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<td>36</td>
<td>46</td>
<td>“Provided that the fee prescribed under sub-section (1) of section 6 and sub-sections (1) and (5) of section 7 shall be reasonable and no such fee shall be charged from the persons who are of below poverty line as may be determined by the appropriate Government”</td>
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<tr>
<td>37</td>
<td>1</td>
<td>“Central Public Information Officer or State Public Information Officer, as the case may be.”</td>
<td>7</td>
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<td>38</td>
<td>3-4</td>
<td>“deemed to be rejected under sub-section(2), the Public Information Officer”, “rejected under sub-section (1), the Central Public Information Officer or State Public Information Officer, as the case may be.”</td>
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<tr>
<td>39</td>
<td>12-48</td>
<td>“8. (1) Notwithstanding anything contained in this Act,”</td>
<td>8</td>
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</table>
there shall be no obligation to give any citizen,-

(a) information, disclosure of which would prejudicially affect the sovereignty and integrity of India, the security, strategic, scientific or economic interests of the State, relation with foreign State or lead to incitement of an offence;

(b) information which has been expressly forbidden to be published by any court of law or tribunal or the disclosure of which may constitute contempt of court;

(c) information, the disclosure of which would cause a breach of privilege of Parliament or the State Legislature;

(d) information including commercial confidence, trade secrets or intellectual property, the disclosure of which would harm the competitive position of a third party, unless the competent authority is satisfied that larger public interest warrants the disclosure of such information;

(e) information available to a person in his fiduciary relationship, unless the competent authority is satisfied that the larger public interest warrants the disclosure of such information;

(f) information received in confidence from foreign government;

(g) information, the disclosure of which would endanger the life or physical safety of any person or identify the source of information or assistance given in confidence for law enforcement or security purposes;

(h) information which would impede the process of investigation or apprehension or prosecution of offenders;

(i) cabinet papers including records of
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<td>deliberations of the Council of Ministers, Secretaries and other officers:</td>
<td>Provided that the decisions of Council of Ministers, the reasons thereof, and the material on the basis of which the decisions were taken shall be made public after the decision has been taken, and the matter is complete, or over:</td>
<td>Provided further that those matters which come under the exemptions specified in this section shall not be disclosed;</td>
<td>(j) information which relates to personal information the disclosure of which has no relationship to any public activity or interest, or which would cause unwarranted invasion of the privacy of the individual unless the Central Public Information Officer or the State Public Information Officer or the appellate authority, as the case may be, is satisfied that the larger public interest justifies the disclosure of such information:</td>
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<tr>
<td>19 of 1923</td>
<td>Provided that the information, which cannot be denied to the Parliament or a State Legislature shall not be denied to any person.</td>
<td>(2) Notwithstanding anything in the Official Secrets Act, 1923 nor any of the exemptions permissible in accordance with sub-section (1), a public authority may allow access to information, if public interest in disclosure outweighs the harm to the protected interests.</td>
<td>(3) Subject to the provisions of clauses (a) and (i) of sub-section (1), any information relating to any occurrence, event or matter which has taken place, occurred or happened twenty years before the date on which any request is made under section 6 shall be provided to any person making a request under that section.</td>
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<td>Provided that where any question arises as to the date from which the said period of twenty years has to be computed, the decision of the Central Government shall be final, subject to the usual appeals provided for</td>
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<tr>
<td>40. Page 7</td>
<td><strong>omit lines 1 to 14</strong>;</td>
<td>Clause 8</td>
<td></td>
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<tr>
<td>41. Page 7</td>
<td><strong>in line 15, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”;</strong></td>
<td>Clause 9</td>
<td></td>
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<tr>
<td>42. Page 7</td>
<td><strong>in lines 23-24, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”;</strong></td>
<td>Clause 10</td>
<td></td>
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<tr>
<td>43. Page 7</td>
<td><strong>in line 30, for “determined”, substitute “calculated”;</strong></td>
<td>Clause 10</td>
<td></td>
</tr>
<tr>
<td>44. Page 7</td>
<td><strong>in lines 34-35, for “appellate authority, time limit, process and any other forms”, substitute “senior officer specified under sub-section (1) of section 19 or the Central Information Commission or the State Information Commission, as the case may be, time limit, process and any other form of access.”;</strong></td>
<td>Clause 10</td>
<td></td>
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<tr>
<td>45. Page 7</td>
<td><strong>in line 36, for “public authority”, substitute “Central Public Information Officer or the State Public Information Officer, as the case may be,”;</strong></td>
<td>Clause 11</td>
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<tr>
<td>46. Page 7</td>
<td><strong>in line 38, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”;</strong></td>
<td>Clause 11</td>
<td></td>
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<tr>
<td>47. Page 7</td>
<td><strong>in line 40, for “public authority”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”;</strong></td>
<td>Clause 11</td>
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<tr>
<td>48. Page 7</td>
<td><strong>in line 47, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”;</strong></td>
<td>Clause 11</td>
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<tr>
<td>49. Page 8</td>
<td><strong>in line 1, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”;</strong></td>
<td>Clause 11</td>
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<td>50. Page 8</td>
<td><strong>in line 7, for “15”, substitute “19”;</strong></td>
<td>Clause 11</td>
<td></td>
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<tr>
<td>51. Page 8</td>
<td><strong>in line 14, for “Commission”, substitute “Central Information Commission”;</strong></td>
<td>Clause 12</td>
<td></td>
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<tr>
<td>52. Page 8</td>
<td><strong>in line 15, for “Information Commissioner”, substitute “Chief Information Commissioner”;</strong></td>
<td>Clause 12</td>
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<tr>
<td>53. Page 8</td>
<td><strong>in line 16, for “Deputy Information Commissioners”, substitute “Central Information Commissioners”;</strong></td>
<td>Clause 12</td>
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<tr>
<td>54. Page 8</td>
<td><strong>in line 18, for “Information Commissioner and the Deputy Information Commissioners”, substitute “Chief Information Commissioner and Information Commissioners”;</strong></td>
<td>Clause 12</td>
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<tr>
<td>55. Page 8</td>
<td><strong>for line 22, substitute “(iii) a Union Cabinet Minister to be nominated by the Prime Minister”</strong>;</td>
<td>Clause 12</td>
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<tr>
<td>56. Page 8</td>
<td><strong>for lines 28-30, substitute “Central Information Commission shall vest in the Chief Information Commissioner who shall be assisted by the Information</strong></td>
<td>Clause 12</td>
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<td>Commissioners and may exercise all such powers and do all such acts and things which may be exercised or done by the Central Information Commission autonomously without being &quot;;</td>
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<td>57. Page 8</td>
<td>for lines 32-35, substitute, &quot;(5) The Chief Information Commissioner and Information Commissioners shall be persons of eminence in public life with wide knowledge and experience in law, science and technology, social service, management, journalism, mass media or administration and governance. (6) The Chief Information Commissioner or an Information Commissioner shall not be&quot;;</td>
<td>Clause 12</td>
<td></td>
</tr>
<tr>
<td>58. Page 8</td>
<td>in line 39, for “Commission” at both the places, substitute “Central Information Commission”;</td>
<td>Clause 12</td>
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<tr>
<td>59. Page 8</td>
<td><em>omitted lines 42-43</em>;</td>
<td>Clause 12</td>
<td></td>
</tr>
<tr>
<td>60. Page 8</td>
<td>in line 44, for “Information Commissioner”, substitute “Chief Information Commissioner”;</td>
<td>Clause 13</td>
<td></td>
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<tr>
<td>61. Page 8</td>
<td><em>omitted lines 46-47</em>;</td>
<td>Clause 13</td>
<td></td>
</tr>
<tr>
<td>62. Page 8</td>
<td>in line 48, for “Provided further that no Information Commissioner”, substitute “Provided that no Chief Information Commissioner”;</td>
<td>Clause 13</td>
<td></td>
</tr>
<tr>
<td>63. Page 9</td>
<td>for lines 1-9, substitute “(2) Every Information Commissioner shall hold office for a term of five years from the date on which he enters upon his office or till he attains the age of sixty-five years, whichever is earlier, and shall not be eligible for reappointment as such Information Commissioner: Provided that every Information Commissioner shall, on vacating his office under this sub-section be eligible for appointment as the Chief Information Commissioner in the manner specified in sub-section (3) of section 12: Provided further that where the Information Commissioner is appointed as the Chief Information Commissioner, his term of office shall not be more than five years in aggregate as the Information Commissioner and the Chief Information Commissioner.”;</td>
<td>Clause 13</td>
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<tr>
<td>64. Page 9</td>
<td>in lines 10, 14 and 16, for “Information Commissioner or a Deputy Information Commissioner” wherever they occur, substitute “Chief Information Commissioner or</td>
<td>Clause 13</td>
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<td>an Information Commissioner&quot;;</td>
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<td>65. Page 9</td>
<td>omit lines 18-24;</td>
<td>Clause 13</td>
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<td>66. Page 9</td>
<td>in line 25, for &quot;(6)&quot; substitute &quot;(5)&quot;;</td>
<td>Clause 13</td>
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<tr>
<td>67. Page 9</td>
<td>for lines 27-30, substitute —</td>
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<td></td>
<td>(a) &quot;the Chief Information Commissioner shall be the same as that of the Chief Election Commissioner;</td>
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<td>(b) an Information Commissioner shall be the same as that of an Election Commissioner;&quot;;</td>
<td>Clause 13</td>
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<td>68. Page 9</td>
<td>in lines 31, 34-35, 38-39, 42-43 and 46, for &quot;Information Commissioner&quot; and &quot;Deputy Information Commissioner&quot; wherever they occur, substitute &quot;Chief Information Commissioner&quot; and &quot;Information Commissioner&quot; respectively;</td>
<td>Clause 13</td>
<td></td>
</tr>
<tr>
<td>69. Page 9</td>
<td>in line 48, for &quot;(7)&quot;, substitute &quot;(6)&quot;;</td>
<td>Clause 13</td>
<td></td>
</tr>
<tr>
<td>70. Page 9</td>
<td>in lines 48-49 for &quot;Information Commissioner and the Deputy Information Commissioners&quot;, substitute &quot;Chief Information Commissioner and the Information Commissioners&quot;;</td>
<td>Clause 13</td>
<td></td>
</tr>
<tr>
<td>71. Page 10</td>
<td>in lines 4-5, 7-8, 11-12, 16-17, 27 and 28, for &quot;Information Commissioner&quot; and &quot;Deputy Information Commissioner&quot; wherever they occur, substitute &quot;Chief Information Commissioner&quot; and &quot;Information Commissioner&quot; respectively;</td>
<td>Clause 14</td>
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<td>72. Page 10</td>
<td>after line 33, insert-</td>
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<td>&quot;CHAPTER IV</td>
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<td>THE STATE INFORMATION COMMISSION</td>
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<td>15. (1) Every State Government shall, by notification in the Official Gazette, constitute a body to be known as the ...... (name of the State) Information Commission to exercise the powers conferred on, and to perform the functions assigned to, it under this Act.</td>
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<td>(2) The State Information Commission shall consist of-</td>
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<td>(a) the State Chief Information Commissioner; and</td>
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<td>(b) such number of State Information Commissioners, not exceeding ten, as may be deemed necessary.</td>
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<td>(3) The State Chief Information Commissioner and the State Information Commissioners shall be appointed by</td>
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<td>Constitution of State Information Commission</td>
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the Governor on the recommendation of a committee consisting of-

(i) the Chief Minister, who shall be the Chairperson of the committee;
(ii) the Leader of Opposition in the Legislative Assembly; and
(iii) a Cabinet Minister to be nominated by the Chief Minister.

Explanation. - For the purposes of removal of doubts, it is hereby declared that where the Leader of Opposition in the Legislative Assembly has not been recognised as such, the Leader of the single largest group in opposition of the Government in the Legislative Assembly shall be deemed to be the Leader of the Opposition.

(4) The general superintendence, direction and management of the affairs of the State Information Commission shall vest in the State Chief Information Commissioner who shall be assisted by the State Information Commissioners and may exercise all such powers and do all such acts and things which may be exercised or done by the State Information Commission autonomously without being subjected to directions by any other authority under this Act.

(5) The State Chief Information Commissioner and the State Information Commissioners shall be persons of eminence in public life with wide knowledge and experience in law, science and technology, social service, management, journalism, mass media or administration and governance.

(6) The State Chief Information Commissioner or a State Information Commissioner shall not be a Member of Parliament or Member of the Legislature of any State or Union territory, as the case may be, or hold any other office of profit or connected with any political party or carrying on any business or pursuing any profession.

(7) The headquarters of the State Information Commission shall be at such place in the State as the State Government may, by notification in the Official
Gazette, specify and the State Information Commission may, with the previous approval of the State Government, establish offices at other places in the State.

16. (1) The State Chief Information Commissioner shall hold office for a term of five years from the date on which he enters upon his office and shall not be eligible for reappointment:

Provided that no State Chief Information Commissioner shall hold office as such after he has attained the age of sixty-five years.

(2) Every State Information Commissioner shall hold office for a term of five years from the date on which he enters upon his office or till he attains the age of sixty-five years, whichever is earlier, and shall not be eligible for reappointment as such State Information Commissioner:

Provided that every State Information Commissioner shall, on vacating his office under this sub-section, be eligible for appointment as the State Chief Information Commissioner in the manner specified in sub-section (3) of section 15:

Provided further that where the State Information Commissioner is appointed as the State Chief Information Commissioner, his term of office shall not be more than five years in aggregate as the State Information Commissioner and the State Chief Information Commissioner.

(3) The State Chief Information Commissioner or a State Information Commissioner, shall before he enters upon his office make and subscribe before the Governor or some other person appointed by him in that behalf, an oath or affirmation according to the form set out for the purpose in the First Schedule.

(4) The State Chief Information Commissioner or a State Information Commissioner may, at any time, by writing under his hand addressed to the Governor, resign from his office:

Provided that the State Chief Information Commissioner or a State Information Commissioner may be removed in the manner specified under section
17. The salaries and allowances payable to and other terms and conditions of service of-

(a) the State Chief Information Commissioner shall be the same as that of an Election Commissioner;

(b) the State Information Commissioner shall be the same as that of the Chief Secretary to the State Government:

Provided that if the State Chief Information Commissioner or a State Information Commissioner, at the time of his appointment is, in receipt of a pension (other than a disability or wound pension) in respect of any previous service under the Government of India or under the Government of a State, his salary in respect of the service as the State Chief Information Commissioner or a State Information Commissioner shall be reduced by the amount of that pension including any portion of pension which was commuted and pension equivalent of other forms of retirement benefits excluding pension equivalent of retirement gratuity:

Provided further that where the State Chief Information Commissioner or a State Information Commissioner if, at the time of his appointment is, in receipt of retirement benefits in respect of any previous service rendered in a Corporation established by or under any Central Act or State Act or a Government company owned or controlled by the Central Government or the State Government, his salary in respect of the service as the State Chief Information Commissioner or the State Information Commissioner shall be reduced by the amount of pension equivalent to the retirement benefits:

Provided also that the salaries, allowances and other conditions of service of the State Chief Information Commissioner and the State Information Commissioners shall not be varied to their disadvantage after their appointment.

(6) The State Government shall provide the State Chief
Information Commissioner and the State Information Commissioners with such officers and employees as may be necessary for the efficient performance of their functions under this Act, and the salaries and allowances payable to and the terms and conditions of service of the officers and other employees appointed for the purpose of this Act shall be such as may be prescribed.

17. (1) Subject to the provisions of sub-section (3), the State Chief Information Commissioner or any State Information Commissioner shall be removed from his office only by order of the Governor on the ground of proved misbehaviour or incapacity after the Supreme Court, on a reference made to it by the Governor, has, on inquiry, reported that the State Chief Information Commissioner or any State Information Commissioner, as the case may be, ought on such ground be removed.

(2) The Governor may suspend from office, and if deem necessary prohibit also from attending the office during inquiry, the State Chief Information Commissioner or State Information Commissioner in respect of whom a reference has been made to the Supreme Court under sub-section (1) until the Governor has passed orders on receipt of the report of the Supreme Court on such reference.

(3) Notwithstanding anything contained in sub-section (1), the Governor may by order remove from office the State Chief Information Commissioner or any State Information Commissioner if the State Chief Information Commissioner or a State Information Commissioner, as the case may be,—

(a) is adjudged an insolvent; or
(b) has been convicted of an offence which, in the opinion of the Governor, involves moral turpitude; or
(c) engages during his term of office in any paid employment outside the duties of his office; or
(d) is, in the opinion of the Governor, unfit to continue in office by reason of infirmity of
mind or body; or

(e) has acquired such financial or other interest
as is likely to affect prejudicially his functions
as the State Chief Information Commissioner
or a State Information Commissioner.

(4) If the State Chief Information Commissioner or
any State Information Commissioner in any way,
concerned or interested in any contract or agreement
made by or on behalf of the Government of the State
or participates in any way in the profit thereof or in any
benefit or emoluments arising therefrom otherwise than
as a member and in common with the other members of
an incorporated company, he shall, for the purposes of
sub-section (1), be deemed to be guilty of
misbehaviour.

CHAPTER V
POWERS AND FUNCTIONS OF THE INFORMATION
COMMISSIONS, APPEAL AND PENALTIES;

<table>
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<th>Page</th>
<th>Line</th>
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<td>73.</td>
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<td>74.</td>
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<td>79. Page 11</td>
<td>in line 14, <em>for “Commission”, substitute “Central Information Commission or the State Information Commission, as the case may be,”</em>.</td>
<td>Clause 15</td>
</tr>
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<td>80. Page 11</td>
<td>in line 17, <em>for “16”, substitute “19”</em>.</td>
<td>Clause 16</td>
</tr>
<tr>
<td>81. Page 11</td>
<td>in lines 19, 20-21, <em>for “Public Information Officer” wherever it occurs, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”</em>.</td>
<td>Clause 16</td>
</tr>
<tr>
<td>82. Page 11</td>
<td><em>for lines 25-33, substitute “(2) Where an appeal is preferred against an order made by a Central Public Information Officer or a State Public Information Officer, as the case may be, under section 11 to disclose third party information, the appeal by the concerned third party shall be made within thirty days from the date of the order. (3) A second appeal against the decision under subsection (1) shall lie within ninety days from the date on which the decision should have been made or was actually received, with the Central Information Commission or the State Information Commission: Provided that the Central Information Commission or the State Information Commission, as the case may be, may admit the appeal after the expiry of the period of ninety days if it is satisfied that the appellant was prevented by sufficient cause from filing the appeal in time.”</em>.</td>
<td>Clause 16</td>
</tr>
<tr>
<td>83. Page 11</td>
<td>in line 34, <em>for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”</em>.</td>
<td>Clause 16</td>
</tr>
<tr>
<td>84. Page 11</td>
<td>in line 35, <em>for “Commission”, substitute “Central Information Commission or State Information Commission, as the case may be,”</em>.</td>
<td>Clause 16</td>
</tr>
<tr>
<td>85. Page 11</td>
<td>in line 38, <em>for “public authority which”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be, who”</em>.</td>
<td>Clause 16</td>
</tr>
<tr>
<td>86. Page 11</td>
<td>in lines 43 and 44, <em>for “Commission”, wherever it occurs, substitute “Central Information Commission or State Information Commission, as the case may be,”</em>.</td>
<td>Clause 16</td>
</tr>
<tr>
<td>87. Page 12</td>
<td>in line 1, <em>for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”</em>.</td>
<td>Clause 16</td>
</tr>
<tr>
<td>88. Page 12</td>
<td>in lines 13 and 15, *for “Commission” wherever it occurs, substitute “Central Information Commission or</td>
<td>Clause 16</td>
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State Information Commission, as the case may be."

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<tr>
<td>89.</td>
<td>Page 12</td>
<td><strong>omit</strong> lines 17-18.</td>
<td>Clause 16</td>
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</table>
| 90. | Page 12 | for lines 19-27, substitute-  

**20. (1) Notwithstanding anything contained in section 23, where the Central Information Commission or the State Information Commission, as the case may be, at the time of deciding any complaint or appeal is of the opinion that the Central Public Information Officer or the State Public Information Officer, as the case may be, has, without any reasonable cause, refused to receive an application for information or has not furnished information within the time specified under sub-section (1) of section 7 or malafidely denied the request for information or knowingly given incorrect, incomplete or misleading information or destroyed information which was the subject of the request or obstructed in any manner in furnishing the information, it shall impose a penalty of two hundred and fifty rupees each day till application is received or information is furnished, so however, the total amount of such penalty shall not exceed twenty-five thousand rupees:  

Provided that the Central Public Information Officer or the State Public Information Officer, as the case may be, shall be given a reasonable opportunity of being heard before any penalty is imposed on him:  

Provided further that the burden of proving that he acted reasonably and diligently shall be on the Central Public Information Officer or the State Public Information Officer, as the case may be.  

(2) Where the Central Information Commission or the State Information Commission, as the case may be, at the time of deciding any complaint or appeal is of the opinion that the Central Public Information Officer or the State Public Information Officer, as the case may be, has, without any reasonable cause and persistently, failed to receive an application for information or has not furnished information within the time specified under sub-section (1) of section 7 or malafidely denied the request for information or knowingly given incorrect, incomplete or misleading information or destroyed information which was the subject of the request or obstructed in any manner in furnishing the
<table>
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<th></th>
<th>Page 12</th>
<th>In line 28, for “CHAPTER IV”, substitute “CHAPTER VI”;</th>
<th>Chapter IV</th>
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<td>91</td>
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<td>92</td>
<td>Page 12</td>
<td>In line 30, for “18”, substitute “21”;</td>
<td>Clause 18</td>
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<td>93</td>
<td>Page 12</td>
<td>In line 33, for “19”, substitute “22”;</td>
<td>Clause 19</td>
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<td>94</td>
<td>Page 12</td>
<td>In line 36, for “20”, substitute “23”;</td>
<td>Clause 20</td>
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<td>95</td>
<td>Page 12</td>
<td>In line 39, for “21”, substitute “24”;</td>
<td>Clause 21</td>
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<td>96</td>
<td>Page 12</td>
<td>In line 42, for “corruption” substitute “corruption and human rights violations”;</td>
<td>Clause 21</td>
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<td>97</td>
<td>Page 12</td>
<td>After line 43, insert-“Provided further that in the case of information sought for is in respect of allegations of violation of human rights, the information shall only be provided after the approval of the Central Information Commission, and notwithstanding anything contained in section 7, such information shall be provided within forty-five days from the date of the receipt of request”.</td>
<td>Clause 21</td>
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| 98 | Page 13 | After line 4, insert-“(4) Nothing contained in this Act shall apply to such intelligence and security organisations, being organisations established by the State Government, as that Government may, from time to time, by notification in the Official Gazette, specify:

Provided that the information pertaining to the allegations of corruption shall not be excluded under this sub-section:

Provided further that in the case of information sought for is in respect of allegations of violation of human rights, the information shall only be provided after the approval of the State Information Commission and, notwithstanding anything contained in section 7, such information shall be provided within forty-five days from the date of the receipt of request.

(5) Every notification issued under sub-section (4) shall be laid before the State Legislature.”; | Clause 21  |
<p>| 99 | Page 13 | In line 5, (a) for “22”, substitute “25”; | Clause 22  |</p>
<table>
<thead>
<tr>
<th>Page</th>
<th>Section</th>
<th>Line(s)</th>
<th>Substitute Text</th>
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<tr>
<td>100.</td>
<td>Page 13</td>
<td>in line 8, for “Central Government”, substitute “Central Information Commission or State Information Commission, as the case may be”,.</td>
<td>Clause 22</td>
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<tr>
<td>101.</td>
<td>Page 13</td>
<td>in lines 9 and 17, for “Commission” wherever it occurs, substitute “Central Information Commission or State Information Commission, as the case may be,”.</td>
<td>Clause 22</td>
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<td>102.</td>
<td>Page 13</td>
<td>in line 28, for “the Central Government”, substitute “the Central Government or the State Government, as the case may be,”.</td>
<td>Clause 22</td>
</tr>
<tr>
<td>103.</td>
<td>Page 13</td>
<td>for lines 29-30, substitute “cause a copy of the report of the Central Information Commission or the State Information Commission, as the case may be, before each House of Parliament or, as the case may be, before each House of the State Legislature, where there are two Houses, and where there is one House of the State Legislature, before that House.”.</td>
<td>Clause 22</td>
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<tr>
<td>104.</td>
<td>Page 13</td>
<td>in line 31, for “Commission”, substitute “Central Information Commission or State Information Commission, as the case may be”,.</td>
<td>Clause 22</td>
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| 105. | Page 13 | in line 35,-  
(a) for “23”, substitute “26”;  
(b) for “Central Government”, substitute “appropriate Government”; | Clause 23 |
<p>| 106. | Page 13 | in line 45, for “Information Officers”, substitute “Central Public Information Officers or State Public Information Officers, as the case may be,”. | Clause 23 |
| 107. | Page 13 | in line 47, for “Government”, substitute “appropriate Government”; | Clause 23 |
| 108. | Page 14 | in line 3, for “Government”, substitute “appropriate Government”; | Clause 23 |
| 109. | Page 14 | in line 8, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be”,. | Clause 23 |
| 110. | Page 14 | in line 11, for “public authority”, substitute “Central Public Information Officer or the State Public Information Officer, as the case may be,”. | Clause 23 |
| 111. | Page 14 | in line 12, for “Public Information Officers”, substitute “Central Public Information Officers or State Public Information Officers, as the case may be,”. | Clause 23 |
| 112. | Page 14 | in line 14, for “Commission”, substitute “Central Information Commission or State Information Commission, as the case may be,”. | Clause 23 |
| 113. | Page 14 | in line 24, for “Government”, substitute “appropriate | Clause 23 |</p>
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<td>114. Page 14</td>
<td>in line 26,-&lt;br&gt;(a) for “24&quot;, substitute “27&quot;;&lt;br&gt;(b) for “Central Government”, substitute “appropriate Government”.;</td>
<td>Clause 24</td>
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<td>115. Page 14</td>
<td>omit lines 30-31;</td>
<td>Clause 24</td>
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<td>116. Page 14</td>
<td>in line 32, for “(b)”, substitute “(a)”;</td>
<td>Clause 24</td>
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<td>117. Page 14</td>
<td>in line 34, for “(c)”, substitute “(b)”;</td>
<td>Clause 24</td>
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<td>118. Page 14</td>
<td>in line 35, for “(d)”, substitute “(c)”;</td>
<td>Clause 24</td>
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<td>119. Page 14</td>
<td>in line 36, for “(e)”, substitute “(d)”;</td>
<td>Clause 24</td>
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<td>120. Page 14</td>
<td>in line 37, after “13”, insert “and sub-section (7) of section 16”;</td>
<td>Clause 24</td>
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<td>121. Page 14</td>
<td>in line 38,-&lt;br&gt;(a) for “(f)”, substitute “(e)”;&lt;br&gt;(b) for “Commission”, substitute “Central Information Commission or State Information Commission, as the case may be.”;</td>
<td>Clause 24</td>
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<td>122. Page 14</td>
<td>in line 39, for “16”, substitute “19”;</td>
<td>Clause 24</td>
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<td>123. Page 14</td>
<td>in line 40, for “(g)”, substitute “(f)”;</td>
<td>Clause 24</td>
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<td>124. Page 14</td>
<td>in line 41, for “25”, substitute “28”;</td>
<td>Clause 25</td>
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<td>125. Page 14</td>
<td>omit lines 45-46;</td>
<td>Clause 25</td>
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<td>126. Page 14</td>
<td>in line 47, for “(ii)”, substitute “(i)”;</td>
<td>Clause 25</td>
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<td>127. Page 14</td>
<td>in line 49, for “(iii)”, substitute “(ii)”;</td>
<td>Clause 25</td>
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<td>128. Page 15</td>
<td>in line 1, for “(iv)”, substitute “(iii)”;</td>
<td>Clause 25</td>
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<tr>
<td>129. Page 15</td>
<td>in line 2, for “(v)”, substitute “(iv)”;</td>
<td>Clause 25</td>
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<td>130. Page 15</td>
<td>in line 3, for “26”, substitute “29”;</td>
<td>Clause 26</td>
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<td>131. Page 15</td>
<td>after line 11, insert “(2) Every rule made under this Act by a State Government shall be laid, as soon as may be after it is notified, before the State Legislature.”;</td>
<td>Clause 26</td>
<td></td>
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<tr>
<td>132. Page 15</td>
<td>in line 12, for “27”, substitute “30”;</td>
<td>Clause 27</td>
<td></td>
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<tr>
<td>133. Page 15</td>
<td>in line 20, for “28”, substitute “31”;</td>
<td>Clause 28</td>
<td></td>
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<tr>
<td>134. Page 16</td>
<td>in lines 3-4, for “Information Commissioner or the Deputy Information Commissioner”, substitute “Chief Information Commissioner, the Information Commissioner, the State Chief Information Commissioner or the State Information Commissioner”.;</td>
<td>First Schedule</td>
<td></td>
</tr>
</tbody>
</table>

**Note:** The table entries are numbered or referenced to specific pages and lines, indicating changes or substitutions to be made in the text.
<table>
<thead>
<tr>
<th>(1)</th>
<th>(2)</th>
<th>(3)</th>
<th>(4)</th>
</tr>
</thead>
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<tr>
<td>135.</td>
<td>Page 16</td>
<td>in lines 5-6, for “Information Commissioner/Deputy Information Commissioner”, substitute “Chief Information Commissioner/Information Commissioner/State Chief Information Commissioner/State Information Commissioner”;</td>
<td>First Schedule</td>
</tr>
</tbody>
</table>

Yours faithfully,

(SURESH PACHOURI)
भारत सरकार
विद्या और न्याय मंत्रालय
राज्यांश खंड, विद्यार्थी विभाग
विशेषक्त कार्यालय

भारतीय विद्या संस्थान भवन,
भगवान दास चौंड, नई दिल्ली

कार्यालय ज्ञापन

विषय : सूचना का अधिकार विशेषक, 2005 का संस्करण की सूचना।

उपर्युक्त विषय पर आपके पत्र सं. 18(5)/2004-विशेषक 1, तारीख 06-05-2005 के संदर्भ में संस्करण की सूचना का हिंदी पाठ की एक प्रति, आपके कार्यालय को आवश्यक कार्याध्यक्ष के लिए भेजी जा रही है।

(राकेश कुमार)
अधीक्षक

फोन : 23389774

कार्यालय, और प्रशिक्षण विभाग, नई दिल्ली-110001
राज्यांश खंड, पा 10 सं/267/2004-विशेषक, तारीख : 07-05-2005
महोदय,

मैं इस प्रस्ताव के अंगीकार किए जाने के पश्चात् कि सूचना का अधिकार विवेचन, 2004 का और संशोधन करने के लिए विवेचन पर विचार किया जाए, उसमें निरनिरिखित संशोधन लाने के अपने आचार की सूचना देता हूँ: -

<table>
<thead>
<tr>
<th>क्रम</th>
<th>पृष्ठ सं</th>
<th>संशोधन का पाठ</th>
<th>खंड सं</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>पृष्ठ 1</td>
<td>सूचना के स्थान पर रखें -</td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>पृष्ठ 1</td>
<td>पंक्ति 1, “प्रथम वर्ष” के स्थान पर “उपनवेश” रखें।</td>
<td>खंड 1</td>
</tr>
<tr>
<td>3</td>
<td>पृष्ठ 1</td>
<td>पंक्ति 5, “2004” के स्थान पर “2005” रखें।</td>
<td>खंड 1</td>
</tr>
<tr>
<td>4</td>
<td>पृष्ठ 1</td>
<td>पंक्ति 7 के स्थान पर रखें - ।</td>
<td>खंड 1</td>
</tr>
</tbody>
</table>

“धारा 4 की उपधारा (1), धारा 5 की उपधारा (1) और उपधारा (2),
2

5. पृष्ठ 2 पंक्ति 2 से 4 के स्थान पर रखें —

"(क) "समृद्धि सरकार" से किसी ऐसी लोक प्राधिकरण के संबंध में जो —

(i) केंद्रीय सरकार वा संघ राज्यक्षेत्र द्वारा स्थापित, गठित, उसके स्थापितकार, नियंत्रणाधीन या उसके द्वारा प्राधिक स्थान से या अप्राधिक स्थान से उपलब्ध किए गए नियमों द्वारा पूर्णतः वित्त-पोषित किया जाता है, केंद्रीय सरकार अभिमंत्रित है।

(ii) राज्य सरकार द्वारा स्थापित, गठित उसके स्थापितवाधीन, नियंत्रणाधीन या उसके द्वारा प्राधिक स्थान से या अप्राधिक स्थान से उपलब्ध किए गए नियमों द्वारा पूर्णतः वित्त-पोषित किया जाता है, राज्य सरकार अभिमंत्रित है।

(ख) "केंद्रीय सूचना आयोग" से धारा 12 की उपधारा (1) के अर्थ नियुक्त केंद्रीय सूचना आयोग अभिमंत्रित है।

(ग) "केंद्रीय लोक सूचना अधिकारी" से उपधारा (1) के अर्थ नियुक्त केंद्रीय लोक सूचना अधिकारी अभिमंत्रित है और इसके अंतर्गत धारा 5 की उपधारा (2) के अर्थ के इस प्रकार पदाधिकार कोई केंद्रीय सहायक लोक सूचना अधिकारी भी है।

(घ) "उच्च सूचना आयुक्त" और "व्यवहार आयुक्त" से धारा 12 की उपधारा (3) के अर्थ नियुक्त मुख्य सूचना आयुक्त और सूचना आयुक्त अभिमंत्रित है।

(ङ) "सक्षम प्राधिकरण" से अभिमंत्रित है।

6. पृष्ठ 2 पंक्ति 5 से 6 के स्थान पर रखें,—

"(1) किसी राज्य की विधानसभा या ऐसी सभा वाले किसी राज्यक्षेत्र की व्यक्ति में अधिक और राज्य सभा या विधान परिषद की दशा में समाप्ति।";

7. पृष्ठ 2 पंक्ति 8 से 11 के स्थान पर रखें,—

"(iii) किसी उच्च न्यायालय की दशा में उच्च न्यायालय का मुख्य न्यायमूर्ति।

(iv) संचालन द्वारा वा उसके अधीन स्थापित या गठित अन्य प्राधिकरण की दशा में, राज्यविभाग, राजपथित या राज्यसभा।";
13. पृष्ठ 2  पर्यावरण 27 से 33 के खंड पर रखें, --

(अ) “लोक प्राधिकारी” से,--

(ब) संविधान द्वारा या उसके अधीन ;

(भ) संसद द्वारा बनाई गई किसी अन्य विधि द्वारा ;

(ग) राज्य विधान संसद द्वारा बनाई गई किसी अन्य विधि द्वारा ;

(घ) संबद्धत विभाग द्वारा जारी की गई अधिसूचना या जिन गए आदेश द्वारा,

स्थापित या गठित कोई प्राधिकारी या निकाय या तत्व तत्व संकल्पना स्थापित है;

और इसके अन्तर्गत सम्पर्क संबंधी संबिधानी, नियंत्रणाधीन या उसके द्वारा प्रविधि या प्राप्ति के से उपयोग किए गई विधियों द्वारा,--(i) पूर्णतया वित्त-पोषित कोई गैर सरकारी संगठन ;

(ii) कोई अन्य निकाय भी है;'।

14. पृष्ठ 2  पर्यावरण 34 से 36 का लोग करें ।

15. पृष्ठ 3  पर्यावरण 19 के पर्यावरण अंत:स्थापित करें --

(द) “राज्य सूचना आयोग” से धारा 15 की उपधारा (1) के अधीन गठित राज्य सूचना आयोग अधिष्ठित है;

(ड) “राज्य सूचना आयोग” और “राज्य सूचना आयोग” से धारा 15 की उपधारा (3) के अधीन नियुक्त राज्य सूचना आयोग और राज्य सूचना आयोग अधिष्ठित हैं ;

(ढ) “राज्य लोक सूचना आयोग” से उपधारा (1) के अधीन पदस्थापित राज्य सूचना आयोग अधिष्ठित है और इसके अंतर्गत धारा 5 की उपधारा (2) के अधीन इस प्रकार पदस्थापित राज्य स्थायिक लोक सूचना आयोग भी है ;”।

16. पृष्ठ 3  पर्यावरण 20 में, --

(क) “(क)” के स्थान पर “(अ)” रखें ;

(ख) “पर्यावरण” के स्थान पर “’नागरिक” रखें।

17. पृष्ठ 3  पर्यावरण 34 के खंड पर रखें,--

“(ख) इस अधिनियम के अधिनियम से एक सी बीस विन के भीतर--”;

18. पृष्ठ 4  पर्यावरण 25 और 26 के स्थान पर रखें --

“अपने हारे अनुसार विभाग, अनुशासन या प्राधिकारियों के प्राधिकारियों की विशिष्टताओं”।

19. पृष्ठ 4  पर्यावरण 35 और 36 में “प्रत्येक वर्ष में ऐसे अंतरालों के भीतर, जो विषय किए जाएं ” के स्थान पर “प्रत्येक वर्ष में” रखें।
20. पृष्ठ 5  पंडित 4 से 9 का लोप करें।

21. पृष्ठ 5  पंडित 11 में "माध्यम से" के स्थान पर "माध्यम से, जिसके अंतर्गत इंटरनेट भी है,"।

22. पृष्ठ 5  पंडित 16, "और बोधगम्य " का लोप करें।

23. पृष्ठ 5  पंडित 20 में "लोक सूचना अधिकारी" के स्थान पर "यथास्थिति, केन्द्रीय लोक सूचना अधिकारी या राज्य सूचना अधिकारी" रखें।

24. पृष्ठ 5  पंडित 30 में, "लोक सूचना अधिकारीयों" के स्थान पर "यथास्थिति, केन्द्रीय लोक सूचना अधिकारियों या राज्य सूचना अधिकारियों" रखें।

25. पृष्ठ 5  पंडित 36 में "सहायक लोक सूचना अधिकारी" के स्थान पर "यथास्थिति, केन्द्रीय सहायक लोक सूचना अधिकारी या राज्य सहायक सूचना अधिकारी" रखें।

26. पृष्ठ 5  पंडित 35 में "सरकार" के स्थान पर ""धारा 19 की उपधारा (1) के अधीन विनिमय वस्तुर्द अधिकारी या यथास्थिति, केन्द्रीय सूचना आयोग या राज्य सूचना आयोग" रखें।

27. पृष्ठ 5  पंडित 37 और 38 में, "किसी सहायक लोक सूचना अधिकारी" के स्थान पर "यथास्थिति, किसी केन्द्रीय सहायक लोक सूचना अधिकारी या किसी राज्य सहायक लोक सूचना अधिकारी" रखें।

28. पृष्ठ 5  पंडित 2, 5 और 7 में, "लोक सूचना अधिकारी" के स्थान पर जहां-जहां वह आता है, "यथास्थिति, केन्द्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी" रखें।

29. पृष्ठ 6  पंडित 9 में, "अंग्रेजी" के स्थान पर "अंग्रेजी या हिन्दी" रखें।

30. पृष्ठ 6  पंडित 11 में, "लोक सूचना अधिकारी " के स्थान पर "यथास्थिति, केन्द्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी" रखें।

31. पृष्ठ 6  पंडित 12 में, "सहायक लोक सूचना अधिकारी" के स्थान पर "यथास्थिति, केन्द्रीय सहायक लोक सूचना अधिकारी या राज्य सहायक लोक सूचना अधिकारी" रखें।

पृष्ठ 6  पंडित 14-15 में, "लोक सूचना अधिकारी" के स्थान पर "यथास्थिति, केन्द्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी" रखें।

32. पृष्ठ 6  पंडित 32 में, "लोक सूचना अधिकारी" के स्थान पर "यथास्थिति, केन्द्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी" रखें।

33. पृष्ठ 6  पंडित 1-2 और 4 में, "लोक सूचना अधिकारी" के स्थान पर, जहां-जहां वह आता है "यथास्थिति, केन्द्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी" रखें।

34. पृष्ठ 7  पंडित 18 में "लोक प्रधानमंत्री" के स्थान पर "यथास्थिति, केन्द्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी" रखें।
36. पृष्ठ 7 वर्णित 23 के प्रभाव अंत:स्थापित करे -

"पत्रकृत धारा 6 की उपधारा (1) और धारा 7 की उपधारा (1) और उपधारा (5) के अंतर्गत विभिन्न अनुपहरण होनें और ऐसे व्यक्तियों से, जो गर्भवती की रेखा के नीचे हैं, कोई व्यक्ति प्रभावित नहीं की जाएगी, जैसा सूचित सरकार द्वारा अवधारित किया जाए "।

37. पृष्ठ 7 वर्णित 8 में, "लोक सुधारना अधिकारी " के रूप में "विशेष व्यक्ति, केन्द्रीय लोक सुधारना अधिकारी या राज्य लोक सुधारना अधिकारी" रखे ।

38. पृष्ठ 7 वर्णित 7 और 8 के स्थान पर, निर्माणित रखें--

"जहां किसी अनुसूचि को उपधारा (1) के अंतर्गत असमाकृत किया गया है, 

हाँ यथास्थिति, केन्द्रीय लोक सुधारना अधिकारी या राज्य लोक सुधारना अधिकारी

अनुसूचि करने वाले व्यक्ति को, --" रखे हैं।"

39. पृष्ठ 8 वर्णित 1 से 38 के स्थान पर निर्माणित रखें--

"8. (1) इस अधिनियम में किसी बात के होते हुए भी, किसी व्यक्ति को

निर्माणित सूचना देने की अधिकृतता नहीं होगी, --

(क) ऐसी सूचना, जिसके प्रकार से भारत की प्रभाव और अस्वभाव, राज्य की लुक्का, राजनीति, वैदिक या आर्थिक हिंसा, विदेशी राज्य से संबंधित प्रतियोगी प्रभाव पड़ता है या किसी अपराध को करने का उद्देश्य होता है;

(ख) ऐसी सूचना, जिसके प्रकार से किसी न्यायालय या अधिकार द्वारा न्यायवाद या अस्वस्थता उपर निर्भर किया गया है या जिसके प्रकार से न्यायालय का अधिकार होता है;

(ग) ऐसी सूचना, जिसके प्रकार संसद या राज्य विधानसभा का विशेषाधिकार भंग करता करेगा;

(घ) ऐसी सूचना, जिसके प्रकार वाङ्मयक व्यवस्था, व्यापार गोपनीयता, वैदिक संदर्भ भी है, जिसके प्रकार से किसी तीसरे व्यक्ति की प्रतियोगी स्थिति को तुलनामय हो सकता है, जब तक कि सबसे प्राथमिक जा यह समान ही नहीं होता है कि ऐसी सूचना के प्रकार में सृजित लोक हित समाविष्ट है।

(ङ) विदेशी सरकार से विवाद में प्राप्त सूचना;

(छ) ऐसी सूचना, जिसके प्रकार से किसी समाज के जीवन या 

शास्त्रीय सुधा के लिए या सूचना के संसार की पहचान करने में या 

विभि के प्रतिरूप के लिए विवाद में हो गई समझौता या सूचना प्रदान करने के लिए लोक ही होगा;

(ज) ऐसी सूचना, जिसके प्रकार से अपेक्षा या अपराधियों की
गिरफ्तारी या उनके अभियोजन की प्रक्रिया में बाधा पड़ने के लिए जिससे अंतर्गत मंत्रिपरिषद, सचिवालय और अन्य अधिकारियों के विचार निर्मल के अंतर्गत भी है:

प्रत्युत्तर मंत्रिपरिषद के विनियम, उनके कारण तथा वह समस्ती जिससे आधार पर विनियम किए गए थे, विनियम किए जाने और गामलों के पूर्ण या समाप्त होने के पश्चात्

प्रत्युत्तर यह और कि वे विषय, जो इस बारे में विनिर्दिष्ट छूटों के अंतर्गत आते हैं, प्रकट नहीं किए जाएँगे;

(3) ऐसी सूचना, जो व्यक्तिगत सूचना से संबंधित है, जिसके प्रकट का किसी लोक किसानकालू या हितों से कोई संबंध नहीं है या जिससे किसी व्यक्ति की एकांतता पर अनुभवक प्रतिक्रिया नहीं होता है, जब तक कि, यथास्थिति, केंद्रीय लोक सूचना अधिकारियों या राज्य लोक सूचना अधिकारियों या अभीत्र आवश्यकता का यह समाधान नहीं हो जाता है कि ऐसी सूचना का प्रकट किया जितना हित में न्यायिक है;

प्रत्युत्तर ऐसी सूचना से, जिसका संसद या किसी राष्ट्रीय विशेष मंडल को ऐसी सूचना को देने से इंकार नहीं किया जा सकता है, किसी व्यक्ति को इंकार नहीं किया जाएँगे।

(2) शासकीय गुल बात अधिनियम, 1923 में किसी बात के होते हुए भी उपाधि (1) के अनुसार अनुमोद किसी छूट के लिए, किसी लोक प्राधिकारी की सूचना स्थान पर उपजात अनुमोद की जा सकती है, यदि सूचना के प्रकट में लोक हित, लोक प्राधिकारी को तुलसान से अधिक है।

(3) उपाधि (1) के खण्ड (क) और खण्ड (अ) के उपबंधों के अधीन रहते हुए, किसी शिक्षा, हत्यार के विशेष संबंधित कोई सूचना, जो उस तलाशा है, जिसको ढाई 6 के अधीन कोई अनुमोद किया जाता है, बैस वर्ष पूर्व हुई है या होती है, उस ढाई के अधीन अनुमोद करने वाले व्यक्ति का उपलब्ध कराई जाएँगी:

प्रत्युत्तर यह जो जहाँ उस तलाशा के बारे में, जिससे बैस वर्ष की उक्त अधि की संगणना की जाती है, कोई प्रसन उपस्थित होता है, वहाँ, इस अधिनियम के अधीन उपबंधित प्राधिकारियों के अधीन रहते हुए, केंद्रीय राज्य का विनियम अतिम अतिम होगा।"

1923 का 19

40. पृष्ठ 8 पंक्ति 1 से 14 का लोप करें। 41. पृष्ठ 9 पंक्ति 15-16 में, "लोक सूचना अधिकारियों", के स्थान पर "व्यास्थिति, केंद्रीय लोक सूचना अधिकारियों या राज्य लोक सूचना अधिकारियों" रखें। 42. पृष्ठ 9 पंक्ति 26 में, "लोक सूचना अधिकारियों", के स्थान पर "व्यास्थिति, केंद्रीय लोक सूचना अधिकारियों या राज्य लूक सूचना अधिकारियों" रखें। 43. पृष्ठ 9 पंक्ति 35 में, "अधिकारियों", के स्थान पर "संगणित" रखें। 44. पृष्ठ 9 पंक्ति 39 में, "अभीत्र प्राधिकारियों" के स्थान पर "व्यास्थिति, ढाई 19 की
उपचार (1) के अधीन विनियमित विश्वास अधिकारी या केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी” रखें।

45. पृष्ठ 10 पंक्ति 1 में, “लोक प्राधिकृती” के स्थान पर “व्याख्यात्मक, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी” रखें।

46. पृष्ठ 10 पंक्ति 4 में, “लोक सूचना अधिकारी” के स्थान पर “व्याख्यात्मक, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी” रखें।

47. पृष्ठ 10 पंक्ति 6 में, “लोक प्राधिकृती” के स्थान पर “व्याख्यात्मक, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी” रखें।

48. पृष्ठ 10 पंक्ति 15 में, “लोक सूचना अधिकारी” के स्थान पर “व्याख्यात्मक, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी” रखें।

49. पृष्ठ 10 पंक्ति 19 में, “लोक सूचना अधिकारी” के स्थान पर “व्याख्यात्मक, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी” रखें।

50. पृष्ठ 10 पंक्ति 25 में, “15” के स्थान पर “19” रखें।

51. पृष्ठ 10 पंक्ति 32 में, “आयोग” के स्थान पर, जहाँ-जहाँ वह आता है “केंद्रीय सूचना आयोग” रखें।

52. पृष्ठ 10 पंक्ति 33 में, “सूचना आयुक्त” के स्थान पर, जहाँ-जहाँ वह आता है “मुख्य सूचना आयुक्त” रखें।

53. पृष्ठ 10 पंक्ति 34 में, “सूचना उपायुक्त” के स्थान पर, जहाँ-जहाँ वह आता है “केंद्रीय सूचना आयुक्त” रखें।

54. पृष्ठ 10 पंक्ति 35 में, “सूचना आयुक्त और सूचना उपायुक्त” के स्थान पर, “मुख्य सूचना आयुक्त और सूचना आयुक्त” रखें।

55. पृष्ठ 10 पंक्ति 39 में की प्रकृति के स्थान पर, “(iii) प्रधानमंत्री द्वारा नामितित संघ मंत्रमण्डल का एक नं. ” रखें।

56. पृष्ठ 11 पंक्ति 4 से 8 स्थान पर रखें।

“(4) केंद्रीय सूचना आयोग के कार्य का साधारण अधिकार, निदेशन और प्रबंधन, केंद्रीय मुख्य सूचना आयुक्त में निहित होगा, जिसकी सहायता सूचना आयुक्तों द्वारा की जाएगी और वह ऐसी सभी अहंकारों का प्रयोग और ऐसे सभी कार्य और वाते कर सकेगा, जो इस अधिनियम के अंदर किसी अन्य प्राधिकृती के निदेशों के अधीन रहे बिना केंद्रीय सूचना आयुक्त द्वारा स्वतंत्र रूप से की जा सकती है।”

57. पृष्ठ 11 पंक्ति 9 और 11 स्थान पर रखें।

“(5) मुख्य सूचना आयुक्त और सूचना आयुक्त विभ, विभाजन और प्राधिकृतों, समाज सेवा, प्रबंधन, प्रबंधन, जन माध्यम या प्रशासन तथा \राजस्थान का व्यापक ज्ञान और अनुभव रखने वाले जनजीवन में प्रकट स्वति होगे।

(6) मुख्य सूचना आयुक्त या सूचना आयुक्त, व्याख्यात्मक, संसद का
58. पृष्ठ 11  पंक्ति 15 में, “आयोग” के स्थान पर, जहाँ-जहाँ वह आता है “केंद्रीय सूचना आयोग” रखें।

59. पृष्ठ 11  पंक्ति 17 और 18 का लोप करें।

60. पृष्ठ 11  पंक्ति 19 में, “सूचना आयुक्त” के स्थान पर “मुख्य सूचना आयुक्त” रखें।

61. पृष्ठ 11  पंक्ति 22 और 23 का लोप करें।

62. पृष्ठ 11  पंक्ति 24 में, “सूचना आयुक्त” के स्थान पर “मुख्य सूचना आयुक्त” रखें।

63. पृष्ठ 11  पंक्ति 19 से 25 के स्थान पर रखें।

“(2) प्रत्येक सूचना आयुक्त, उस तालिका से, जिसको वह अपना पद प्रणाली करता है, पाँच वर्ष की अवधि के लिए या पैसों वर्ष की आयु प्राप्त करने तक, इनमें से जो भी पूर्वत हो, पद धारित करेगा और ऐसे सूचना आयुक्त के स्थान में पुनर्निवृत्ति के लिए पत्र नहीं होगा।

परन्तु प्रत्येक सूचना आयुक्त, इस उपाधि के अधीन अपना पद रखते पर, धारा 12 की उपधारा (2) में विनिर्देश जीते में मुख्य सूचना आयुक्त के स्थान में निवृत्ति के लिए पत्र होगा।

परन्तु और कि जहाँ सूचना आयुक्त को मुख्य सूचना आयुक्त के स्थान में निवृत्ति लिखा जाता है वहाँ उसकी पदवी सूचना आयुक्त और मुख्य सूचना आयुक्त के स्थान में कुल निर्देश पांच वर्ष से अधिक नहीं होनी।”

64. पृष्ठ 11-12  पंक्ति 35, 39 और 1 में, “सूचना आयुक्त या सूचना उपायुक्त” के स्थान पर, जहाँ-जहाँ वे आते हैं, “मुख्य सूचना आयुक्त या कोई सूचना आयुक्त” रखें।

65. पृष्ठ 12  पंक्ति 3 से 10 का लोप करें।

66. पृष्ठ 12  पंक्ति 11 में, “(6)” के स्थान पर “(5)” रखें।

67. पृष्ठ 12  पंक्ति 11 से पंक्ति 14 के स्थान पर, रखें—

“(6) मुख्य सूचना आयुक्त को संदेह वेतन और भरें तथा उनकी सेवा के अन्य नियन्त्रण और शर्तें वे होंगी जो मुख्य निर्देशावली आयुक्त की हैं;

(7) सूचना आयुक्त को संदेह वेतन और भरें तथा उनकी सेवा के अन्य नियन्त्रण और शर्तें वे होंगी जो निर्देशावली आयुक्त की हैं।”

68. पृष्ठ 12  पंक्ति 15, 17, 22, 29 और 32 में, “सूचना आयुक्त और सूचना उपायुक्त” के स्थान पर, जहाँ-जहाँ वे आते हैं, क्रमशः “मुख्य सूचना आयुक्त और सूचना आयुक्त” रखें।

69. पृष्ठ 12  पंक्ति 32 में, “(7)” के स्थान पर “(6)” रखें।

70. पृष्ठ 12  पंक्ति 32 से 41 में, “सूचना आयुक्त” और “सूचना उपायुक्त” के स्थान पर, “मुख्य सूचना आयुक्त” और “सूचना आयुक्त” रखें।

71. पृष्ठ 13  पंक्ति 1, 6- 7, 16-17 और 19 में, “सूचना आयुक्त” और “सूचना उपायुक्त” के स्थान पर, जहाँ-जहाँ वे आते हैं क्रमशः “मुख्य सूचना आयुक्त” और “मुख्य सूचना आयुक्त” रखें।
ऱण भूत्र आयुक्त” रखें।

“अध्याय 4
राज्य सूचना आयोग

15. (1) प्रत्येक राज्य सरकार राज्यपत्र में अधिसूचना द्वारा — (राज्य का नाम) सूचना आयोग के नाम से ब्राह्मण एक निकाय का, इस अधिनियम के अधीन उसे प्रत्या शक्तियों का प्रयोग और उसे सभी गए कृत्यों का पालन करने के लिए गठन करें।

(2) राज्य सूचना आयोग नियन्त्रित हो से गठन करें --

(क) राज्य मूल भूत्र आयुक्त ; और

(ख) दस से अधिक उतने राज्य सूचना आयुक्त, जितने आवश्यक समझे जाएं ;

(3) राज्य मूल भूत्र आयुक्त और राज्य सूचना आयुक्त की प्रमुख का राज्यपत्र द्वारा सफलता से गठनर बनी सामर्थ्य का संबंधित पर की जा निर्मल का अत्यधिक होगा ;

(i) मुख्यमंत्री, जो सम्मिल का अत्यधिक होगा ;

(ii) विधानसभा में विशेष का नेता ; और

(iii) मुख्यमंत्री द्वारा प्रगतिकृत भंडारणीय मंत्री।

सवालीकरण—राज्यों को दूर करने के प्रयोजनों के लिए यह पोषित किया जाता है कि यह विधान सभा में विलीन दल के नेता की उस सभा में विश्वविद्यालय के विभिन्न एकल लंबे वर्ष है, इस विधान सभा में सरकार के विभिन्न एकल लंबे वर्ष है समूह के नेता को विलीन दल का नेता माना जाएगा।

(4) राज्य सूचना आयोग के कार्य का नामकरण अधीक्षण, निदेश और प्रबंधन राज्य मूल भूत्र आयुक्त में निबंधित होगा, जिसकी राज्य सूचना आयुक्त द्वारा सहायता की जा निर्मल और यह सभी ऐसी शक्तियों का प्रयोग और सभी ऐसे कार्य और विवशु कर सकेगा जो राज्य सूचना आयोग द्वारा इस अधिनियम के अधीन नक्सली अन्य प्राप्तकृति के स्वीकार के अधीन चुने विश्वसनीय रूप से प्रयोग की जाएं या जी का जा सकती हो।

(5) राज्य मूल भूत्र आयुक्त और राज्य सूचना आयुक्त विश्व, विधान और प्रतिभागीकर्मी, समाजसेवा, प्रबंधन, प्रतिभागी, जन माध्यम वा प्रसारण और शासन नें जन धार्मिक और अनुभव वाले समाज में प्रख्यात व्यक्ति होगे।

(6) राज्य मूल भूत्र आयुक्त व राज्य सूचना आयुक्त, ध्यानाध्याय, संबंधित का साधन या किसी राज्य व राज्य के विधान-पमित का संबंध नहीं होगा या कोई अन्य सभा या पद धारण नहीं करे और किसी राजधानी द्वारा से संबंध नहीं होगा या कोई कानून नहीं करेगा या कोई वृद्धि नहीं करेगा।
(7) राज्य सुधाना आयोग का मुख्यालय रायपुर में ऐसे स्थान पर होगा, जो राज्य सरकार राजपथ में अभिसूचित द्वारा विनिर्देश कराये और राज्य सुधाना आयोग, राज्य सरकार के पूर्वाधीन नियुक्त से मालत में अन्य राजनीतिक नियुक्तियों के साथ शामिल रहे।

16. (1) राज्य मुख्य सुधाना आयुक्त उस तारीख से, जिसको वह अपना पद ग्रहण करता है, पांच वर्ष की अवधि के लिए पद धारित करेगा और पूर्वनियुक्तियों के लिए पद नहीं होगा:

परतु कोई राज्य मुख्य सुधाना आयुक्त पैसंद द्वारा करीब आयुक्त करने के पश्चात चार वर्ष में पद धारित नहीं करेगा।

(2) प्रत्येक राज्य सुधाना आयुक्त उस तारीख से, जिसको वह अपना पद ग्रहण करता है पांच वर्ष की अवधि के लिए या पैसंद द्वारा करीब आयुक्त करने पर तत्काल 15 की उम्मीद (3) में विनिर्देश दी गई में राज्य मुख्य सुधाना आयुक्त के रूप में नियुक्ति के लिए पद नहीं होगा;

परतु ने प्रत्येक राज्य आयुक्त इस उपाधि के प्राप्तीकरण के अवधि अपने पद रिस्ट करने पर घर 15 की उम्मीद में राज्य मुख्य सुधाना आयुक्त के स्थान में नियुक्ति की जाती है, वह उसकी नियुक्ति द्वितीय राज्य सुधाना आयुक्त के रूप में कुल निर्धारित पांच वर्ष से अधिकतम हो गई।

(3) राज्य मुख्य सुधाना आयुक्त या कोई राज्य सुधाना आयुक्त अपने पद प्रहण करने से पूर्व, राज्य सरकार या इस नियुक्ति द्वारा नियुक्त किसी अन्य वास्तविक से तीन वर्ष वहीं अनुसूची में इस प्रयोजन के लिए उपरविध प्रकृति के अनुसार राज्य या प्रतिष्ठान लेगा और उस पर अपने हस्ताक्षर करेगा।

(4) राज्य मुख्य सुधाना आयुक्त या कोई राज्य सुधाना आयुक्त, किसी भी समय, राज्य सरकार को संबोधित अपने हस्ताक्षर संहिता द्वारा अपने पद का त्याग कर सकेंगा:

परतु राज्य मुख्य सुधाना आयुक्त या किसी राज्य सुधाना आयुक्त को राज्य 17 में विनिर्देश दी गई स्थान जा सकेंगा।

(5) (क) राज्य मुख्य सुधाना आयुक्त को संदेह वेतन और भत्ते तथा उसकी सेवा के अन्य नियुक्तियों और शरू वहीं होंगी, जो भारत के निर्धारित आयुक्त की है।

(6) राज्य सुधाना आयुक्त को संदेह वेतन और भत्ते तथा उसकी सेवा के अन्य नियुक्तियों और शरू वहीं होंगी जो भारत के निर्धारित संबंध की है।

परतु यदि राज्य मुख्य सुधाना आयुक्त या कोई राज्य सुधाना आयुक्त अपनी नियुक्ति के समय भारत सरकार के अधीन या किसी राज्य सरकार के अधीन किसी पूर्व सेवा के संबंध में कोई पेशें (अभाव या अक्ष से सम्म) प्रयोजन कर रहे है तो राज्य मुख्य सुधाना आयुक्त या राज्य सुधाना आयुक्त से रूप में सेवा के संबंध में उसकी सेवा में उसके वेतन से उस पेशें की वजह की, जिसके अंतर्गत पेशें का ऐसा पापा भी है, जिसके सार्वजनिकता किया गया था और सेवानियुक्ति उपाधि के समतुल्य पेशें को छोड़कर अन्य प्रकार के सेवानियुक्ति
फायड़े के समतुल्य पेशें मैं है, स्क्रीन को कम कर दिया जाएगा:

परन्तु यह और कि जब नहीं राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त, अपनी नियुक्ति के समय किसी अन्य ही अधिकारी के व्यक्ति के जब राज्य अधिनियम द्वारा या उसके अध्याय तथा किसी निम्न या केन्द्रीय सरकार या राज्य सरकार के साथ उपयोगी या नियुक्तबाधित किसी अन्य कार्यक्रम के में की गई किसी पूर्व सेवा के संबंध में सेवानियुक्ति फायदे प्राप्त कर रहा है वहां राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त के रूप में सेवा के संबंध में उसके बैठन में से सेवानियुक्ति फायदे के समतुल्य पेशें की स्क्रीन कम कर दी जाएगी:

परन्तु यह और कि जब नहीं राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त के बैठन, बशोरत और सेवा की अन्य रूपों में उनकी नियुक्ति के प्रशासनिक उनके लिए अतिप्राकृति स्वभाव में परिवर्तन नहीं किया जाएगा।

(6) राज्य सरकार राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त को इस अधिनियम के अधीन उसके कृतियों के का बातचीत के लिए उसके अधिकारी और कार्यालय उपयोगी उपलब्ध करागरी जितने आवश्यक हैं और इस अधिनियम के भाषण के लिए नियुक्त किए गए अधिकारियों और कार्यक्रमों की परंपरा बैठन और भागी तथा उनके सेवा के अन्य नियंत्रण और शर्तें वह होंगी, जो विहित की जाएं।

17. (1) उपधारा (3) के उपदेश के अधीन रहते हुए, राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त को राजधानी द्वारा साधित कदाचार या अति-भारतीय और अधिकार के अध्याय या तभी द्वारा जाएगा, जब उच्चस्तर ज्ञापन ने, राजपत्र द्वारा उसे लिखा गए निर्देश पर जा जाता है वर्णरत उन निर्देशों के दी हो कि, यथाक्रम, राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त को उस आधार पर हम दिया जाना चाहिए।

(2) राजपत्र, उस राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त को, जिसके विख्यात उपधारा (1) के अधीन उपदेश ज्ञापन को निर्देश किया गया है। ऐसे निर्देश पर उच्चस्तर ज्ञापन की रिपोर्ट की प्राप्ति पर राजपत्र द्वारा आदेश पारित किए जाते तक उसके पद पर निर्वाचित कर सकता और वह पर आवश्यक समझो तो ऐसी जांच के दौरान कार्यक्रम के उपस्थिति होने पर प्रतिबिंबित भी कर सकेगा।

(3) उपधारा (1) में अंतिम में किसी बात के होते हुए भी राजपत्र, राज्य मुख्य सूचना आयुक्त या किसी राज्य सूचना आयुक्त को आदेश द्वारा पद से हटा सकेगा, यदि यथाक्रम, राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त—

(1) विधिवत् ज्ञापनिर्देश की दी जाता है;
(2) ऐसे निर्देश अपरंपर के लिए व्यवस्थित कर सकता है, जिसमें राजपत्र की स्थान में नैतिक अधिकता अन्तर्विद्या है या
(3) वह अपनी पद्धति के दौरान अपने पद के कार्यों से परे किसी पैरावक्त नियोजन में लगा हुआ है; या
(4) राजपत्र की स्थान में, मानसिक या शास्त्रीय अधिकता के
कारण यह पद पर लाने के अवधार है, या

(3) उस्ने ऐसे विरीय या अन्य विधि अपूर्ति किए हैं, जिनसे, राज्य सूचना आयोग के स्वागत के रूप में उसके कृत्यों पर प्रतिकूल प्रभाव पड़ने की संभावना है।

(4) यदि राज्य सूचना आयोग के स्वागत के राज्य सूचना आयोग के अन्य रूप में उसके कृत्यों से संबंधित है, तो उसके अन्य सदस्यों के साथ संयुक्त रूप में उसके स्वागत प्राप्त होने वाले किसी फायदों या परिपरिक संसाधनों में हिस्सा लेना है तो उसे उपयोग (1) के प्रवीणयों के लिए क्षेत्रात्मक का दौरी समझा जाएगा।

अध्याय 5
सूचना आयोग की शक्तियां और कृत्य, अपील तथा शासित;

73 पृष्ठ 13
पंक्ति 25 में,…

74 पृष्ठ 13
पंक्ति 28 में, “लोक सूचना अविकारी” के स्थान पर, “यथास्थिति, केंद्रीय सूचना आयोग या राज्य सूचना आयोग” रखें;

75 पृष्ठ 13
पंक्ति 30 में, “सहायक लोक सूचना अविकारी” के स्थान पर, “यथास्थिति, केंद्रीय सहायक लोक सूचना अविकारी या राज्य सहायक लोक सूचना अविकारी” रखें;

76 पृष्ठ 13
पंक्ति 30-31 में, “उसके आदेश को लोक प्राधिकारी या सरकार को नैनक ने के हिस्से” के स्थान पर, “इन अविकारिश्य के अर्थ सूचना या अपील के लिए ध्यान 19 की उपयोग (1) में विनिर्दिष्ट केंद्रीय लोक सूचना अविकारी या राज्य लोक सूचना अविकारी अथवा जोखिम अविकारी या, यथास्थिति, केंद्रीय सूचना आयोग या राज्य सूचना आयोग को उसके आदेश को नैनक ने के हिस्से” रखें।

77 पृष्ठ 14
पंक्ति 2 और पंक्ति 4 में, “आयोग” के स्थान पर, जहाँ-जहाँ आता है, “यथास्थिति, केंद्रीय सूचना आयोग या राज्य सूचना आयोग” रखें।

78 पृष्ठ 14
पंक्ति 17 में, “संसद के किसी अन्य अधिनियम”, के स्थान पर, “यथास्थिति, संसद के या सर्व विधान-मंडल के किसी अन्य अधिनियम” रखें।

79 पृष्ठ 14
पंक्ति 18 में, “आयोग” के स्थान पर, “यथास्थिति, केंद्रीय सूचना आयोग या राज्य सूचना आयोग” रखें।

80 पृष्ठ 14
पंक्ति 22 में, “16” के स्थान पर, “19” रखें।

81 पृष्ठ 14
पंक्ति 23 से पंक्ति 24 और 26 में, “लोक सूचना अविकारी” के स्थान पर, जहाँ-जहाँ वे आते हैं, “यथास्थिति, केंद्रीय लोक सूचना अविकारी या राज्य लोक सूचना अविकारी” रखें।

82 पृष्ठ 14
पंक्ति 30 से 38 के स्थान पर रखें,—
“(2) जहां अपील धारा 11 के अंतर्गत यथास्थिति, किसी कंदीय लोक सूचना अधिकारी या किसी राज्य लोक सूचना अधिकारी द्वारा पर यथास्थिति की सूचना के प्रकार के लिए किए गए किसी आदेश विश्वज्ञ की जाती है वह विश्वज्ञ पर यथास्थिति द्वारा अपील, उस आदेश की तारीख से 30 दिन के भीतर की जाएगी।

(3) उपर्युक्त (1) के अंतर्गत विनिमय के विश्वज्ञ दूसरी अपील उस तारीख से, जिसको विनिमय किया जाता है या वास्तव में प्राप्त किया गया था नबे दिन के भीतर कंदीय सूचना आयोग या राज्य सूचना आयोग को होगी:

प्रथम, यथास्थिति, कंदीय सूचना आयोग या राज्य सूचना आयोग नबे दिन की अवधि की समस्ति के पश्चात् अपील को प्राप्त कर सकेगे, यदि उसका यह समयपत्र हो जाता है कि अपीलभारी समय पर अपील फाइल करने में पर्याप्त कारण से निर्विन्दित हुआ था।"

83 पृष्ठ 14 पंक्ति 39 में, “लोक सूचना अधिकारी” की स्थान पर, “यथास्थिति, कंदीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी” से।

84 पृष्ठ 15 पंक्ति 1 में, “आयोग” की स्थान पर, “यथास्थिति, कंदीय सूचना आयोग या राज्य सूचना आयोग” से।

85 पृष्ठ 15 पंक्ति 4 में, “उस लोक प्राधिकारी पर होगा, जिसके” के स्थान पर, “यथास्थिति, उस कंदीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी, पर होगा, जिसके” से।

86 पृष्ठ 15 पंक्ति 10 और 11 में, “आयोग” की स्थान पर, “यथास्थिति, कंदीय सूचना आयोग या राज्य सूचना आयोग” से।

87 पृष्ठ 15 पंक्ति 17 में, “लोक सूचना अधिकारी” की स्थान पर, “यथास्थिति, कंदीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी” से।

88 पृष्ठ 15 पंक्ति 30 और 32 में, “आयोग” की स्थान पर, जहां-जहां वह आता है, “यथास्थिति, कंदीय सूचना आयोग या राज्य सूचना आयोग” से।

89. पृष्ठ 15, (क) पंक्ति 34 और 36 का लोक करने।

90 पृष्ठ 15, (क) पंक्ति 36 से पंक्ति 38 के स्थान पर, रखे —

“20. (1) धारा 23 में किसी वाल के होते हुए भी, जहां किसी शिकायत या अपील का विनिमय करने समय, यथास्थिति, कंदीय सूचना आयोग या राज्य सूचना आयोग की यह चर्चा है कि, यथास्थिति, कंदीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी ने किसी कंदीय रुपयादान कारण के कोई आवेदन लेने से इंकार किया है या धारा 7 की उपर्युक्त (1) के अंतर्गत सूचना के लिए विनिमय समय के भीतर सूचना नहीं दी है या असदनामपूर्वक सूचना के लिए अनुपूर्व से इंकार किया है या जानदुरोक गठन, अनुरर्षण या आमक सूचना दी है या ऐसी सूचना नहीं कर दी है जो अनुरूपत का विकास भी या सूचना देने में किसी शीतल से बाधा जारी है तो यह ऐसे प्रकार के दिन के लिए, जब तक आवेदन प्राप्त किया जाता है या सूचना दी जाती है, दो से पचास रूपए की मात्रा अविश्वसित करेगा, तथापि, ऐसी मात्रा की कुल रकम पचास
हजार स्पेस से अधिक नहीं होगी:

परंतु, श्यामलिनी, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी को उस पर कोई शासित अधिनियम लिए जाने के पूर्व सुनवाई का युक्तियुक्त अवसर दिया जाएगा:

परंतु यह और कि यह सावित करने का भार कि उसने युक्तियुक्त स्थल से और संवादप्रद संघ कर्म किया है, श्यामलिनी, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी पर होगा।

(2) जहाँ किसी शिकारा या अधिक विनिर्देश करने समय, श्यामलिनी, केंद्रीय सूचना अधियोग या राज्य सूचना अधियोग का यह वर्ण है कि, श्यामलिनी, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी, विना किसी युक्तियुक्त कारण के, और लगातार सूचना के लिए कोई आवेदन प्राप्त करने में असफल रहा है या धारा 7 की उपधारा (1) के अधीन विनिर्देश समय के नीतिसूचना नहीं दी है या अस्तित्वपूर्वक सूचना के लिए अनुशंसा से इंकार किया है या जानबूझकर गलत, अपूर्ण या अधूरा सूचना दी है या ऐसी सूचना नजदीक की है, जो अनुशंसा का बिचार दी या सूचना देने में किसी भी नीति से वाच खाली है वहाँ यह, श्यामलिनी, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी के किरदार उसे लागू लेने गणनाओं के अधीन अनुशंसक कार्यभार के लिए विनिर्देश देना।

प्रश्न 16

(3) प्रश्न 1 से प्रश्न 6 को लें करें।

### उत्तर 17

<table>
<thead>
<tr>
<th>प्रश्न 16</th>
<th>प्रश्न 7 में, “अध्याय 4” के स्थान पर, “अध्याय 6” रखें।</th>
</tr>
</thead>
<tbody>
<tr>
<td>प्रश्न 16</td>
<td>प्रश्न 9 में, “18” के स्थान पर, “21” रखें।</td>
</tr>
<tr>
<td>प्रश्न 16</td>
<td>प्रश्न 11 में, “19” के स्थान पर, “22” रखें।</td>
</tr>
<tr>
<td>प्रश्न 16</td>
<td>प्रश्न 16 में, “20” के स्थान पर, “23” रखें।</td>
</tr>
<tr>
<td>प्रश्न 16</td>
<td>प्रश्न 17 में, “21” के स्थान पर, “24” रखें।</td>
</tr>
<tr>
<td>प्रश्न 16</td>
<td>प्रश्न 22 में, “अभाषाय” के स्थान पर, “अभाषाय और मानव अधिकारों के अति-क्रमण” रखें।</td>
</tr>
<tr>
<td>प्रश्न 16</td>
<td>प्रश्न 23 के प्रवाहित निम्नलिखित अंत-त्यागित करें—</td>
</tr>
<tr>
<td>प्रश्न 16</td>
<td>“परंतु यह और कि मानव अधिकारों के अति-क्रमण के आयोजों के मामले में, मानी गई जानकारी केवल संबंधित सूचना आयुक्त के अनुमोदन से ही दी जाएगी और धारा 7 में किसी बात के होते हुए भी, ऐसी जानकारी अनुसंधान की प्राप्ति के पैरिलिफ दिनों के नीतिगत प्रदर्शन की जाएगी।”</td>
</tr>
<tr>
<td>प्रश्न 16</td>
<td>प्रश्न 30 के प्रवाहित अंत-त्यागित करें—</td>
</tr>
<tr>
<td>प्रश्न 16</td>
<td>“(4) इस अधिनियम की कोई बात ऐसे आयुक्त और सूचना संगठनों को लागू, नहीं होगी, जो समय-समय पर राज्य सरकार द्वारा अधिकारिक द्वारा विनिर्देश किए जाएं।”</td>
</tr>
</tbody>
</table>

## उत्तर 21

<table>
<thead>
<tr>
<th>प्रश्न 16</th>
<th>प्रश्न 16 में, “अध्याय 4” के स्थान पर, “अध्याय 6” रखें।</th>
</tr>
</thead>
<tbody>
<tr>
<td>प्रश्न 16</td>
<td>प्रश्न 16 में, “अध्याय 6” के स्थान पर, “अध्याय 4” रखें।</td>
</tr>
<tr>
<td>प्रश्न 16</td>
<td>प्रश्न 16 में, “अध्याय 4” के स्थान पर, “अध्याय 6” रखें।</td>
</tr>
<tr>
<td>प्रश्न 16</td>
<td>प्रश्न 16 में, “अध्याय 6” के स्थान पर, “अध्याय 4” रखें।</td>
</tr>
<tr>
<td>प्रश्न 16</td>
<td>प्रश्न 16 में, “अध्याय 4” के स्थान पर, “अध्याय 6” रखें।</td>
</tr>
<tr>
<td>प्रश्न 16</td>
<td>प्रश्न 16 में, “अध्याय 4” के स्थान पर, “अध्याय 6” रखें।</td>
</tr>
<tr>
<td>प्रश्न 16</td>
<td>प्रश्न 16 में, “अध्याय 4” के स्थान पर, “अध्याय 6” रखें।</td>
</tr>
<tr>
<td>प्रश्न 16</td>
<td>प्रश्न 16 में, “अध्याय 4” के स्थान पर, “अध्याय 6” रखें।</td>
</tr>
</tbody>
</table>
अपवर्जित नहीं की जाएगी:

परंतु यह और कि मानव अधिकारों के अतिरिक्त के आरोपों के मामले में, मांगी गई जानकारी केवल संबंधित सूचना आपूर्ति के अनुमोदन से ही दी जाएगी और धारा 7 में किसी बात के होते हुए भी, ऐसी जानकारी अनुपेक्ष की प्राप्ति के फैलावीस दिनों के भीतर प्रदान की जाएगी।

(5) उपधरा (4) के अन्तर्गत जानकारी की गई प्रलेख अधिसूचना राज्य विधान-मंडल के समक्ष रखी जाएगी।

99 पृष्ठ 16 पंक्ति 31 में,--

(क) "22" के स्थान पर "25" रखें;

(ख) "आयोग" के स्थान पर, "यथार्थता, केंद्रीय सूचना आयोग या राज्य सूचना आयोग।" रखें।

100 पृष्ठ 16 पंक्ति 33 में, "केंद्रीय सरकार" के स्थान पर "समुन्द्र सरकार" रखें।

101 पृष्ठ 16-17 पंक्ति 35 और 6 में, "आयोग" के स्थान पर, जहाँ-जहाँ यह आता है, "यथार्थता, केंद्रीय सूचना आयोग या राज्य सूचना आयोग।" रखें।

102 पृष्ठ 17 पंक्ति 19 में, "केंद्रीय सरकार" के स्थान पर "यथार्थता, केंद्रीय सरकार या राज्य सरकार" रखें।

103 पृष्ठ 17 पंक्ति 20 और 21 में, "(1) ने निर्देश आयोग की सूचित की एक प्रति संस्तु के प्रलेख सदन के समक्ष सखबाहनी।" के स्थान पर, "(1) में निर्देश यथार्थता, केंद्रीय सूचना आयोग या राज्य सूचना आयोग की सूचित की एक प्रति संस्तु के प्रलेख सदन के समक्ष या जहाँ राज्य विधान-मंडल के दो सदन हैं यहाँ प्रलेख सदन के समक्ष और जहाँ राज्य विधान-मंडल का एक सदन है यहाँ उस सदन के समक्ष सखबाहनी।" रखें।

104 पृष्ठ 17 पंक्ति 22 में, "आयोग" के स्थान पर, "यथार्थता, केंद्रीय सूचना आयोग या राज्य सूचना आयोग।" रखें।

105 पृष्ठ 17 पंक्ति 27 में,--

(क) "23" अंकों के स्थान पर, "26" अंक रखें;

(ख) "केंद्रीय सरकार" के स्थान पर, "समुन्द्र सरकार" रखें।

106 पृष्ठ 17 पंक्ति 36 में, "सूचना अधिकारियों" के स्थान पर, "यथार्थता, केंद्रीय लोक सूचना अधिकारियों या राज्य लोक सूचना अधिकारियों।" रखें।

107 पृष्ठ 17 पंक्ति 39 में, "सरकार" के स्थान पर, "समुन्द्र सरकार" रखें।

108 पृष्ठ 18 पंक्ति 3 में, "सरकार" के स्थान पर, "समुन्द्र सरकार" रखें।

109 पृष्ठ 18 पंक्ति 8 में, "लोक सूचना अधिकारी" के स्थान पर, "यथार्थता, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी।" रखें।

110 पृष्ठ 18 पंक्ति 10 में, "लोक प्रभागिक" के स्थान पर, "यथार्थता, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी।" रखें।
पृष्ठ 18
पंक्ति 12 में, "लोक सूचना अधिकारी" के स्थान पर, "सशस्त्रविभि, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी" रखें।

पृष्ठ 18
पंक्ति 14 में, "आयोग" के स्थान पर, "सशस्त्रविभि, केंद्रीय सूचना आयोग या राज्य सूचना आयोग" रखें।

पृष्ठ 18
पंक्ति 23 में, "सरकार" के स्थान पर, "समुचित सरकार" रखें।

पृष्ठ 18
पंक्ति 25 में,—
(क) "24" के स्थान पर, "27" रखें;
(ख) "केंद्रीय सरकार" के स्थान पर, "समुचित सरकार" रखें।

पृष्ठ 18
पंक्ति 29 और 30 का लोप करें।

पृष्ठ 18
पंक्ति 31 में, "(ख)" के स्थान पर, "(क)" रखें।

पृष्ठ 18
पंक्ति 33 में, "(ग)" के स्थान पर, "(ख)" रखें।

पृष्ठ 18
पंक्ति 34 में, "(घ)" के स्थान पर, "(घ)" रखें।

पृष्ठ 18
पंक्ति 34 में, "(ज)" के स्थान पर, "(ज)" रखें।

पृष्ठ 18
पंक्ति 35 में, "13" के प्रतिवेद, "और धारा 16 की उपधारा (7)" अंत-स्थापित करें।

पृष्ठ 19
पंक्ति 1 और 2 में,—
(क) "(घ)" के स्थान पर, "(घ)" रखें;
(ख) "आयोग" के स्थान पर, "सशस्त्रविभि, केंद्रीय सूचना आयोग या राज्य सूचना आयोग" रखें।

पृष्ठ 19
पंक्ति 1 में, "16" के स्थान पर, "19" रखें।

पृष्ठ 19
पंक्ति 3 में, "(घ)" के स्थान पर, "(घ)" रखें।

पृष्ठ 19
पंक्ति 5 में, "25" के स्थान पर, "28" रखें।

पृष्ठ 19
पंक्ति 9 से 10 का लोप करें।

पृष्ठ 19
पंक्ति 11 से पहले अंत-स्थापित करें—
"(i) धारा 4 की उपधारा (4) के अधिन प्रसारित की जाने वाली सामग्रियों के माध्यम की कौशल या वाइट कीमत लागत;"

पृष्ठ 19
पंक्ति 12 में, "(iii)" के स्थान पर, "(ii)" रखें।

पृष्ठ 19
पंक्ति 13 में, "(iv)" के स्थान पर, "(iii)" रखें।

पृष्ठ 19
हिंदी पाठ में परिवर्तन की आवश्यकता नहीं।

पृष्ठ 19
पंक्ति 15 में, "26" के स्थान पर, "29" रखें।

पृष्ठ 19
पंक्ति 24 के प्रवाह में अंत-स्थापित करें—
"(2) इस अधिनियम के अधीन किसी राज्य सरकार द्वारा बनाया गया प्रत्येक
प्रूद्व 19 पंक्ति 25 में, “27” के स्थान पर “30” अंक रखें।
प्रूद्व 19 पंक्ति 33 में, “28” के स्थान पर, “31” रखें।
प्रूद्व 20 पंक्ति 3 में, “सूचना आयुक्त या सूचना उपायुक्त” के स्थान पर, “मुख्य सूचना आयुक्त, सूचना आयुक्त, राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त” रखें।
पहली अनुसूची
प्रूद्व 20 पंक्ति 5 में, “सूचना आयुक्त/सूचना उपायुक्त” के स्थान पर, “मुख्य सूचना आयुक्त/सूचना आयुक्त/राज्य मुख्य सूचना आयुक्त/राज्य सूचना आयुक्त” रखें।
पहली अनुसूची
भव्य, (सुरेश पटेल)
संसदीय कार्य मंत्री।
New Delhi, the May, 2005

To

The Secretary General,
Lok Sabha,
New Delhi.

Sir,

I give notice of my intention to move the following amendments after the adoption of the motion that the Bill further to amend the Right to Information Bill, 2004 be taken into consideration:

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Page No.</th>
<th>Text of amendment</th>
<th>Clause No.</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1)</td>
<td>(2)</td>
<td>(3)</td>
<td>(4)</td>
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<td>1.</td>
<td>Page 1</td>
<td>For long title, substitute-</td>
<td>Long title</td>
</tr>
</tbody>
</table>

"A

BILL

to provide for setting out the practical regime of right to information for citizens to secure access to information under the control of public authorities, in order to promote transparency and accountability in the working of every public authority, the constitution of a Central Information Commission and State Information Commissions and for matters connected therewith or incidental thereto.

WHEREAS the Constitution of India has established democratic Republic;

AND WHEREAS democracy requires an informed citizenry and transparency of information which are vital to its functioning and also to contain corruption and to hold Governments and their instrumentalities accountable to the governed;
AND WHEREAS revelation of information in actual practice is likely to conflict with other public interests including efficient operations of the Governments, optimum use of limited fiscal resources and the preservation of confidentiality of sensitive information;

AND WHEREAS it is necessary to harmonise these conflicting interests while preserving the paramountcy of the democratic ideal:

NOW, THEREFORE, it is expedient to provide for furnishing certain information to citizens who desire to have it:"

2. Page 1
   line 1, for "Fifty-fifth", substitute "Fifty-sixth";
   line 5, for "2004", substitute "2005";
   for line 7, substitute "The provisions of sub-section (1) of section 4, sub-sections (1) and (2) of section 5, sections 12, 13, 15, 16, 24, 27 and 28 shall come into force at once, and the remaining provisions of this Act shall come into force on the one hundred and twentieth day of its enactment."

3. Page 1
   for lines 9-11, substitute-

4. Page 1

(a) "appropriate Government" means in relation to a public authority which is established, constituted, owned, controlled or substantially financed by funds provided directly or indirectly-

(i) by the Central Government or the Union territory administration, the Central Government;

(ii) by the State Government, the State Government;

(b) "Central Information Commission" means the Central Information Commission constituted under sub-section (1) of section 12;

(c) "Central Public Information Officer" means the Central Public Information Officer designated under sub-section (1) and includes a Central Assistant Public Information Officer designated as such under sub-section (2) of section 5;

(d) "Chief Information Commissioner" and "Information Commissioner" mean the Chief Information Commissioner and Information Commission.
1. Commissioner appointed under sub-section (3) of section 12:

(e) "competent authority" means-

2. Page 1

for lines 13 and 14, substitute "Assembly of a State or a

Union territory having such Assembly and the

Chairman in the case of the Council of States or a

Legislative Council of States";

3. Page 2

for lines 2-5, substitute-

"(iii) the Chief Justice of the High Court in the case

of a High Court;

(iv) the President or the Governor, as the case may

be, in the case of other authorities established or

constituted by or under the Constitution";

4. Page 2

omit lines 7-10;

5. Page 2

in line 11, for "(d)", substitute "(f)";

6. Page 2

omit lines 16-18.

7. Page 2

in line 19, for "(g)", substitute "(h)";

8. Page 2

in line 20, for "Government", substitute "appropriate

Government";

9. Page 2

for lines 21-25, substitute-

"(h) "public authority" means any authority or body or

institution of self government established or constituted-

(a) by or under the Constitution;

(b) by any other law made by Parliament;

(c) by any other law made by State Legislature;

(d) by notification issued or order made by the

appropriate Government,

and includes any-

(i) body owned, controlled or substantially

financed;

(ii) non-Government organisation

substantially financed,

directly or indirectly by funds provided by the

appropriate Government;";

10. Page 2

omit lines 26-28.

11. Page 2

after line 43, insert -
"State Information Commission" means the State Information Commission constituted under sub-section (1) of section 15:

"State Chief Information Commissioner" and "State Information Commissioner" mean the State Chief Information Commissioner and the State Information Commissioner appointed under sub-section (3) of section 15:

"State Public Information Officer" means the State Public Information Officer designated under sub-section (1) and includes an State Assistant Public Information Officer designated as such under sub-section (2) of section 5;

(a) for "(k)", substitute "(m)";
(b) for "person making", substitute "citizen making";

for line 10, substitute "(b) publish within one hundred and twenty days from the enactment of this Act,-";

in line 34, for "particulars of concessions", substitute "particulars of recipients of concessions";

in lines 43-44, for "within such intervals in each year as may be prescribed", substitute "every year";

omit lines 5 to 9;

in line 12, for "communications", substitute "communications, including internet";

in line 15, omit "and comprehensible";

in line 19, for "Public Information Officer", substitute "Central Public Information Officer or State Public Information Officer, as the case may be,";

in line 26, for "Public Information Officers", substitute "Central Public Information Officers or State Public Information Officers, as the case may be,";

in line 31, for "an Assistant Public Information Officer", substitute "a Central Assistant Public Information Officer or a State Assistant Public Information Officer, as the case may be,";

in line 33, for "it or to the Government", substitute "the Central Public Information Officer or the State Public Information Officer or senior officer specified under sub-section (1) of section 19 or the Central Information Commission or the State Information Commission, as the case may be";

in lines 34-35, for "an Assistant Public Information Officer", substitute "a Central Assistant Public Information Officer or a State Assistant Public Information Officer";
In line 37, 39, 42 and 44 for “Public Information Officer” wherever they occur, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”;

in line 46, for “English”, substitute “English or Hindi”;

in line 49, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”;

in line 1, for “Assistant Public Information Officers”, substitute “Central Assistant Public Information Officer or State Assistant Public Information Officer, as the case may be,”;

in lines 3-4, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”;

in line 20, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”;

in lines 26, 27 and 30, for “Public Information Officer” wherever they occur, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”;

in lines 42-43, for “public authority”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”;

after line 46, insert—

“Provided that the fee prescribed under sub-section (1) of section 6 and sub-sections (1) and (5) of section 7 shall be reasonable and no such fee shall be charged from the persons who are of below poverty line as may be determined by the appropriate Government”;

in line 1, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”;

in lines 3-4, for “deemed to be rejected under sub-section(2), the Public Information Officer”, substitute “rejected under sub-section (1), the Central Public Information Officer or State Public Information Officer, as the case may be,”;

for lines 12-48, substitute -

“8. (1) Notwithstanding anything contained in this Act, there shall be no obligation to give any citizen—

(a) information, disclosure of which would
prejudicially affect the sovereignty and integrity of India, the security, strategic, scientific or economic interests of the State, relation with foreign State or lead to incitement of an offence;

(b) information which has been expressly forbidden to be published by any court of law or tribunal or the disclosure of which may constitute contempt of court;

(c) information, the disclosure of which would cause a breach of privilege of Parliament or the State Legislature;

(d) information including commercial confidence, trade secrets or intellectual property, the disclosure of which would harm the competitive position of a third party, unless the competent authority is satisfied that larger public interest warrants the disclosure of such information;

(e) information available to a person in his fiduciary relationship, unless the competent authority is satisfied that the larger public interest warrants the disclosure of such information;

(f) information received in confidence from foreign government;

(g) information, the disclosure of which would endanger the life or physical safety of any person or identify the source of information or assistance given in confidence for law enforcement or security purposes;

(h) information which would impede the process of investigation or apprehension or prosecution of offenders;

(i) cabinet papers including records of deliberations of the Council of Ministers, Secretaries and other officers:

Provided that the decisions of Council of
Ministers, the reasons thereof, and the material on the basis of which the decisions were taken shall be made public after the decision has been taken, and the matter is complete, or over.

Provided further that those matters which come under the exemptions specified in this section shall not be disclosed:

(j) information which relates to personal information the disclosure of which has no relationship to any public activity or interest, or which would cause unwarranted invasion of the privacy of the individual unless the Central Public Information Officer or the State Public Information Officer or the appellate authority, as the case may be, is satisfied that the larger public interest justifies the disclosure of such information:

Provided that the information, which cannot be denied to the Parliament or a State Legislature shall not be denied to any person.

(2) Notwithstanding anything in the Official Secrets Act, 1923 nor any of the exemptions permissible in accordance with sub-section (1), a public authority may allow access to information, if public interest in disclosure outweighs the harm to the protected interests.

(3) Subject to the provisions of clauses (a) and (i) of sub-section (1), any information relating to any occurrence, event or matter which has taken place, occurred or happened twenty years before the date on which any request is made under section 6 shall be provided to any person making a request under that section.

Provided that where any question arises as to the date from which the said period of twenty years has to be computed, the decision of the Central Government shall be final, subject to the usual appeals provided for in this Act’;
Information Officer, as the case may be,"; 

in lines 23-24, for "Public Information Officer", substitute "Central Public Information Officer or State Public Information Officer, as the case may be ";

in line 30, for "determined", substitute "calculated";

in lines 34-35, for "appellate authority, time limit, process and any other forms", substitute "senior officer specified under sub-section (1) of section 19 or the Central Information Commission or the State Information Commission, as the case may be, time limit, process and any other form of access ";

in line 36, for "public authority", substitute "Central Public Information Officer or the State Public Information Officer, as the case may be ";

in line 38, for "Public Information Officer", substitute "Central Public Information Officer or State Public Information Officer, as the case may be ";

in line 40, for "public authority", substitute "Central Public Information Officer or State Public Information Officer, as the case may be ";

in line 47, for "Public Information Officer", substitute "Central Public Information Officer or State Public Information Officer, as the case may be ";

in line 1, for "Public Information Officer", substitute "Central Public Information Officer or State Public Information Officer, as the case may be ";

in line 7, for "15", substitute "19";

in line 14, for "Commission", substitute "Central Information Commission ";

in line 15, for "Information Commissioner", substitute "Chief Information Commissioner ";

in line 16, for "Deputy Information Commissioners", substitute "Central Information Commissioners ";

in line 18, for "Information Commissioner and the Deputy Information Commissioners", substitute "Chief Information Commissioner and Information Commissioners ";

for line 22, substitute "(iii) a Union Cabinet Minister to be nominated by the Prime Minister ";

for lines 28-30, substitute "Central Information Commission shall vest in the Chief Information Commissioner who shall be assisted by the Information Commissioners and may exercise all such powers and do all such acts and things which may be exercised or done by the Central Information Commission autonomously without being ";
(5) The Chief Information Commissioner and Information Commissioners shall be persons of eminence in public life with wide knowledge and experience in law, science and technology, social service, management, journalism, mass media or administration and governance.

(6) The Chief Information Commissioner or an Information Commissioner shall not be:

58. Page 8
in line 39, for "Commission" at both the places, substitute "Central Information Commission";

Clause 12

59. Page 8
omit lines 42-43;

Clause 12

60. Page 8
in line 44, for "Information Commissioner", substitute "Chief Information Commissioner";

Clause 13

61. Page 8
omit lines 46-47;

Clause 13

62. Page 8
in line 48, for "Provided further that no Information Commissioner", substitute "Provided that no Chief Information Commissioner";

Clause 13

63. Page 9
for lines 1-9, substitute "(2) Every Information Commissioner shall hold office for a term of five years from the date on which he enters upon his office or till he attains the age of sixty-five years, whichever is earlier, and shall not be eligible for reappointment as such Information Commissioner:

Provided that every Information Commissioner shall, on vacating his office under this sub-section be eligible for appointment as the Chief Information Commissioner in the manner specified in sub-section (3) of section 12:

Provided further that where the Information Commissioner is appointed as the Chief Information Commissioner, his term of office shall not be more than five years in aggregate as the Information Commissioner and the Chief Information Commissioner.

64. Page 9
in lines 10, 14 and 16, for "Information Commissioner" or a Deputy Information Commissioner" wherever they occur, substitute "Chief Information Commissioner or an Information Commissioner";

Clause 13

65. Page 9
omit lines 18-24;

Clause 13

66. Page 9
in line 25, for "(6)" substitute "(5)"

Clause 13

67. Page 9
for lines 27-30, substitute:

(a) "the Chief Information Commissioner shall be
the same as that of the Chief Election Commissioner:

(b) an Information Commissioner shall be the same as that of an Election Commissioner;"

68. Page 9

in lines 31, 34-35, 38-39, 42-43 and 46, for Clause 13 "Information Commissioner" and "Deputy Information Commissioner" wherever they occur, substitute "Chief Information Commissioner" and "Information Commissioner" respectively:

69. Page 9

in line 48, for "(7)", substitute "(6)";

70. Page 9

in lines 48-49 for "Information Commissioner and the Deputy Information Commissioners", substitute "Chief Information Commissioner and the Information Commissioners";

71. Page 10

in lines 4-5, 7-8, 11-12, 16-17, 27 and 28, for Clause 14 "Information Commissioner" and "Deputy Information Commissioner" wherever they occur, substitute "Chief Information Commissioner" and "Information Commissioner" respectively:


after line 33, insert:

"CHAPTER IV

THE STATE INFORMATION COMMISSION

15. (1) Every State Government shall, by notification in the Official Gazette, constitute a body to be known as the ......(name of the State) Information Commission to exercise the powers conferred on, and to perform the functions assigned to, it under this Act.

(2) The State Information Commission shall consist of-

(a) the State Chief Information Commissioner;

and

(b) such number of State Information Commissioners, not exceeding ten, as may be deemed necessary.

(3) The State Chief Information Commissioner and the State Information Commissioners shall be appointed by the Governor on the recommendation of a committee consisting of-

(i) the Chief Minister, who shall be the Chairperson of the committee;

(ii) the Leader of Opposition in the Legislative Assembly: and
(iii) a Cabinet Minister to be nominated by the Chief Minister.

Explanation.- For the purposes of removal of doubts, it is hereby declared that where the Leader of Opposition in the Legislative Assembly has not been recognised as such, the Leader of the single largest group in opposition of the Government in the Legislative Assembly shall be deemed to be the Leader of the Opposition.

(4) The general superintendence, direction and management of the affairs of the State Information Commission shall vest in the State Chief Information Commissioner who shall be assisted by the State Information Commissioners and may exercise all such powers and do all such acts and things which may be exercised or done by the State Information Commission autonomously without being subjected to directions by any other authority under this Act.

(5) The State Chief Information Commissioner and the State Information Commissioners shall be persons of eminence in public life with wide knowledge and experience in law, science and technology, social service, management, journalism, mass media or administration and governance.

(6) The State Chief Information Commissioner or a State Information Commissioner shall not be a Member of Parliament or Member of the Legislature of any State or Union territory, as the case may be, or hold any other office of profit or connected with any political party or carrying on any business or pursuing any profession.

(7) The headquarters of the State Information Commission shall be at such place in the State as the State Government may, by notification in the Official Gazette, specify and the State Information Commission may, with the previous approval of the State Government, establish offices at other places in the State.

16. (1) The State Chief Information Commissioner shall hold office for a term of five years from the date on which he enters upon his office and shall not be
eligible for reappointment:

Provided that no State Chief Information Commissioner shall hold office as such after he has attained the age of sixty-five years.

(2) Every State Information Commissioner shall hold office for a term of five years from the date on which he enters upon his office or till he attains the age of sixty-five years, whichever is earlier, and shall not be eligible for reappointment as such State Information Commissioner:

Provided that every State Information Commissioner shall, on vacating his office under this sub-section, be eligible for appointment as the State Chief Information Commissioner in the manner specified in sub-section (3) of section 15:

Provided further that where the State Information Commissioner is appointed as the State Chief Information Commissioner, his term of office shall not be more than five years in aggregate as the State Information Commissioner and the State Chief Information Commissioner.

(3) The State Chief Information Commissioner or a State Information Commissioner, shall before he enters upon his office make and subscribe before the Governor or some other person appointed by him in that behalf, an oath or affirmation according to the form set out for the purpose in the First Schedule.

(4) The State Chief Information Commissioner or a State Information Commissioner may, at any time, by writing under his hand addressed to the Governor, resign from his office:

Provided that the State Chief Information Commissioner or a State Information Commissioner may be removed in the manner specified under section 17.

(5) The salaries and allowances payable to and other terms and conditions of service of-

(a) the State Chief Information Commissioner shall be the same as that of an Election Commissioner:
(h) the State Information Commissioner shall be the same as that of the Chief Secretary to the State Government:

Provided that if the State Chief Information Commissioner or a State Information Commissioner, at the time of his appointment is, in receipt of a pension (other than a disability or wound pension) in respect of any previous service under the Government of India or under the Government of a State, his salary in respect of the service as the State Chief Information Commissioner or a State Information Commissioner shall be reduced by the amount of that pension including any portion of pension which was commuted and pension equivalent of other forms of retirement benefits excluding pension equivalent of retirement gratuity:

Provided further that where the State Chief Information Commissioner or a State Information Commissioner if, at the time of his appointment is, in receipt of retirement benefits in respect of any previous service rendered in a Corporation established by or under any Central Act or State Act or a Government company owned or controlled by the Central Government or the State Government, his salary in respect of the service as the State Chief Information Commissioner or the State Information Commissioner shall be reduced by the amount of pension equivalent to the retirement benefits:

Provided also that the salaries, allowances and other conditions of service of the State Chief Information Commissioner and the State Information Commissioners shall not be varied to their disadvantage after their appointment.

(6) The State Government shall provide the State Chief Information Commissioner and the State Information Commissioners with such officers and employees as may be necessary for the efficient performance of their functions under this Act, and the salaries and allowances payable to and the terms and conditions of service of the officers and other employees appointed for the purpose of this Act shall be such as may be prescribed.
concerned or interested in any contract or agreement made by or on behalf of the Government of the State or participates in any way in the profit thereof or in any benefit or emoluments arising therefrom otherwise than as a member and in common with the other members of an incorporated company, he shall, for the purposes of sub-section (1), be deemed to be guilty of misbehaviour.

CHAPTER V
POWERS AND FUNCTIONS OF THE INFORMATION COMMISSIONS, APPEAL AND PENALTIES:

73. Page 10  
  in line 34, (a) for "15", substitute "18"; Clause 15  
  (b) for "Commission", substitute "Central Information Commission or State Information Commission, as the case may be,";

74. Page 10  
  in line 36, for "Public Information Officer", substitute "Central Public Information Officer or State Public Information Officer, as the case may be."

75. Page 10  
  in line 38, for "Assistant Public Information Officer", substitute "Central Assistant Public Information Officer or State Assistant Public Information Officer, as the case may be."

76. Page 10  
  for line 39, substitute "for information or appeal under this Act for forwarding the same to the Central Public Information Officer or State Public Information Officer, or senior officer specified in sub-section(1) of section 19 or the Central Information Commission or the State Information Commission, as the case may be."

77. Page 11  
  in lines 1 and 3, for "Commission" wherever it occurs, substitute "Central Information Commission or State Information Commission, as the case may be."

78. Page 11  
  in line 13, for "Act of Parliament", substitute "Act of Parliament or State Legislature, as the case may be."

79. Page 11  
  in line 14, for "Commission", substitute "Central Information Commission or the State Information Commission, as the case may be."

80. Page 11  
  in line 17, for "16", substitute "19";

81. Page 11  
  in lines 19, 20-21, for "Public Information Officer" substitute "Central Public Information Officer or State Public Information Officer, as the case may be."

82. Page 11  
  for lines 25-33, substitute "(2) Where an appeal is preferred against an order made by a Central Public
Information Officer or a State Public Information Officer, as the case may be, under section 11 to disclose third party information, the appeal by the concerned third party shall be made within thirty days from the date of the order.

(3) A second appeal against the decision under sub-section (1) shall lie within ninety days from the date on which the decision should have been made or was actually received, with the Central Information Commission or the State Information Commission:

Provided that the Central Information Commission or the State Information Commission, as the case may be, may admit the appeal after the expiry of the period of ninety days if it is satisfied that the appellant was prevented by sufficient cause from filing the appeal in time.

83. Page 11
in line 34, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”;

84. Page 11
in line 35, for “Commission”, substitute “Central Information Commission or State Information Commission, as the case may be,”;

85. Page 11
in line 38, for “public authority which”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be, who”;

86. Page 11
in lines 43 and 44, for “Commission”, wherever it occurs, substitute “Central Information Commission or State Information Commission, as the case may be,”;

87. Page 12
in line 1, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be,”;

88. Page 12
in lines 13 and 15, for “Commission” wherever it occurs, substitute “Central Information Commission or State Information Commission, as the case may be,”;

89. Page 12
omitted lines 17-18:

90. Page 12
for lines 19-27, substitute-

“20. (1) Notwithstanding anything contained in section 23, where the Central Information Commission or the State Information Commission, as the case may be, at the time of deciding any complaint or appeal is of the opinion that the Central Public Information Officer or the State Public Information Officer, as the case may be, has, without any reasonable cause, refused to receive an application for information or has not
furnished information within the time specified under sub-section (1) of section 7 or malafidely denied the request for information or knowingly given incorrect, incomplete or misleading information or destroyed information which was the subject of the request or obstructed in any manner in furnishing the information, it shall impose a penalty of two hundred and fifty rupees each day till application is received or information is furnished, so however, the total amount of such penalty shall not exceed twenty-five thousand rupees:

Provided that the Central Public Information Officer or the State Public Information Officer, as the case may be, shall be given a reasonable opportunity of being heard before any penalty is imposed on him:

Provided further that the burden of proving that he acted reasonably and diligently shall be on the Central Public Information Officer or the State Public Information Officer, as the case may be.

(2) Where the Central Information Commission or the State Information Commission, as the case may be, at the time of deciding any complaint or appeal is of the opinion that the Central Public Information Officer or the State Public Information Officer, as the case may be, has, without any reasonable cause and persistently, failed to receive an application for information or has not furnished information within the time specified under sub-section (1) of section 7 or malafidely denied the request for information or knowingly given incorrect, incomplete or misleading information or destroyed information which was the subject of the request or obstructed in any manner in furnishing the information, it shall recommend for disciplinary action against the Central Public Information Officer or the State Public Information Officer, as the case may be, under the service rules applicable to him.

91. Page 12 in line 28, for “CHAPTER IV”, substitute “CHAPTER VI”;
92. Page 12 in line 30, for “18”, substitute “21”;
93. Page 12 in line 33, for “19”, substitute “22”;
94. Page 12 in line 36, for “20”, substitute “23”;

Chapter IV
Clause 18
Clause 19
Clause 20
<table>
<thead>
<tr>
<th>(1)</th>
<th>(2)</th>
<th>(3)</th>
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<td>95. Page 12</td>
<td>in line 39, for “21”, substitute “24”;</td>
<td>Clause 21</td>
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<td>96. Page 12</td>
<td>in line 42, for “corruption” substitute “corruption and human rights violations”;</td>
<td>Clause 21</td>
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<td>97. Page 12</td>
<td>after line 43, insert-</td>
<td>Clause 21</td>
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<td>“Provided further that in the case of information sought for is in respect of allegations of violation of human rights, the information shall only be provided after the approval of the Central Information Commission, and notwithstanding anything contained in section 7, such information shall be provided within forty-five days from the date of the receipt of request”;</td>
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<td>98. Page 13</td>
<td>after line 4, insert-</td>
<td>Clause 21</td>
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<td>“(4) Nothing contained in this Act shall apply to such intelligence and security organisations, being organisations established by the State Government, as that Government may, from time to time, by notification in the Official Gazette, specify:</td>
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<td>Provided that the information pertaining to the allegations of corruption shall not be excluded under this sub-section;</td>
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<td>Provided further that in the case of information sought for is in respect of allegations of violation of human rights, the information shall only be provided after the approval of the State Information Commission and, notwithstanding anything contained in section 7, such information shall be provided within forty-five days from the date of the receipt of request.</td>
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<tr>
<td>(3) Every notification issued under sub-section (4) shall be laid before the State Legislature.”;</td>
<td></td>
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<tr>
<td>99. Page 13</td>
<td>in line 5,</td>
<td>Clause 22</td>
<td></td>
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<td></td>
<td>(a) for “22”, substitute “25”;</td>
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<tr>
<td></td>
<td>(b) for “Commission”, substitute “Central Information Commission or State Information Commission, as the case may be,”;</td>
<td></td>
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</tr>
<tr>
<td>100. Page 13</td>
<td>in line 8, for “Central Government”, substitute “appropriate Government”;</td>
<td>Clause 22</td>
<td></td>
</tr>
<tr>
<td>101. Page 13</td>
<td>in lines 9 and 17, for “Commission” wherever it occurs, substitute “Central Information Commission or State Information Commission, as the case may be,”;</td>
<td>Clause 22</td>
<td></td>
</tr>
<tr>
<td>102. Page 13</td>
<td>in line 28, for “the Central Government”, substitute “the Central Government or the State Government, as the case may be,”;</td>
<td>Clause 22</td>
<td></td>
</tr>
<tr>
<td>103. Page 13</td>
<td>for lines 29-30, substitute “cause a copy of the report of</td>
<td>Clause 22</td>
<td></td>
</tr>
</tbody>
</table>
the Central Information Commission or the State Information Commission, as the case may be, before each House of Parliament or, as the case may be, before each House of the State Legislature, where there are two Houses, and where there is one House of the State Legislature, before that House.

in line 31, for "Commission", substitute "Central Information Commission or State Information Commission, as the case may be.

in line 35,-

(a) for "23", substitute "26";
(b) for "Central Government", substitute "appropriate Government"

in line 45, for "Information Officers", substitute "Central Public Information Officers or State Public Information Officers, as the case may be.

in line 47, for "Government", substitute "appropriate Government"

in line 3, for "Government", substitute "appropriate Government"

in line 8, for "Public Information Officer", substitute "Central Public Information Officer or State Public Information Officer, as the case may be.

in line 11, for "public authority", substitute "Central Public Information Officer or the State Public Information Officer, as the case may be.

in line 12, for "Public Information Officers", substitute "Central Public Information Officers or State Public Information Officers, as the case may be.

in line 14, for "Commission", substitute "Central Information Commission or State Information Commission, as the case may be.

in line 24, for "Government", substitute "appropriate Government"

in line 26,-

(a) for "24", substitute "27";
(b) for "Central Government", substitute "appropriate Government"

omit lines 30-31

in line 32, for "(b)", substitute "(a)"

in line 34, for "(c)", substitute "(b)"

in line 35, for "(d)", substitute "(c)"

in line 36, for "(e)", substitute "(d)"

in line 37, after "13", insert "and sub-section (7) of"
section 16":

121. Page 14

in line 38,
(a) for "(f)", substitute "(e)";
(b) for "Commission", substitute "Central Information Commission or State Information Commission, as the case may be."

122. Page 14

in line 39, for "16", substitute "19";

123. Page 14

in line 40, for "(g)", substitute "(f)";

124. Page 14

in line 41, for "25", substitute "28";

125. Page 14

omit lines 45-46;

126. Page 14

in line 47, for "(ii)", substitute "(i)";

127. Page 14

in line 49, for "(iii)", substitute "(ii)";

128. Page 15

in line 1, for "(iv)", substitute "(iii)";

129. Page 15

in line 2, for "(v)", substitute "(iv)";

130. Page 15

in line 3, for "26", substitute "29";

131. Page 15

after line 11, insert —

"(2) Every rule made under this Act by a State Government shall be laid, as soon as may be after it is notified, before the State Legislature."

132. Page 15

in line 12, for "27", substitute "30";

133. Page 15

in line 20, for "28", substitute "31";

134. Page 16

in lines 3-4, for "Information Commissioner or the Deputy Information Commissioner", substitute "Chief Information Commissioner, the Information Schedule Commissioner, the State Chief Information Commissioner or the State Information Commissioner".

20
<p>| | | | |</p>
<table>
<thead>
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</thead>
<tbody>
<tr>
<td>135.</td>
<td>Page 16</td>
<td>in lines 5-6, for “Information Commissioner/Deputy Information Commissioner”, substitute “Chief Information Commissioner/ Information Commissioner/ State Chief Information Commissioner/ State Information Commissioner”;</td>
<td>First Schedule</td>
</tr>
</tbody>
</table>

Yours faithfully,

(SURESH PACHOURI)
Copy to :-

1. Ministry of Parliamentary Affairs (Shri D.R. Tiwari, Joint Secretary), New Delhi.

2. Legislative Department (Shri Z.S. Negi, Addl. Secretary), New Delhi.

3. Parliament Section, Department of Personnel & Training.
भारत सरकार  
मिनिस्टर ऑफ स्टेट केर्नलफ मायन, पुब्लिक ग्रीवांस एण्ड पेंशंस एण्ड परलियमेंटरी आफ्लर्स  
गव्य, ओन्या  
- - 1 मई 2005  

<table>
<thead>
<tr>
<th>क्रम</th>
<th>पृष्ठ संख्या</th>
<th>संशोधन का पाठ</th>
<th>क्रम संख्या</th>
</tr>
</thead>
</table>
| 1   | 1           | वहाँ नाम के लिए पाठ-  

“प्रत्येक लोक प्रतिष्ठापन के कार्यक्रम में शामिल और उत्तरदायित्व के संरक्षण के लिए लोक प्रतिष्ठापनों के नियुक्ति अनुसार सूचना लेकर पहुँच सुनिश्चित करने के लिए नागरिकों के सूचना के अधिकार की तथ्यात्मक तथ्यात्मक पत्रों स्थापित करने, एक अन्तर्गत सूचना आयोग तथा राज्य सूचना आयोग का गठन करने और उनसे संबंधित या उनसे अनुच्छेद के विषय करने के लिए विषयक।  

भारत के संविधान ने लोक संविधान के बाहर नीति की स्थापना की है;  

और लोक संविधान विधित नागरिक वर्ग तथा ऐसी सूचना की पारंपरिक अपेक्षा करता है, जो उसके कार्यक्रम तथा प्रतिभा को रक्षा के लिए भी और सरकार तथा उनके परिक्रमाओं को शासन के प्रति उच्चतम बनाने के लिए अन्वेषण है;  

और व्यवसायिक व्यवहार में सूचना के प्रबंधन से संबंधित अन्य लोक हितों, जिनके अंतर्गत सरकार के तृतीय सदस्यों, सीमित राज्य विभाग संस्थाओं के अधिकार उपयोगों और संबंधित सूचना की गोपनीयता को बनाए रखना भी है, के साथ विशेष हो सकता है;  

और लोकसंविधान के आवश्यक की प्रमुख का बनाए रखते हुए इन विशेष हितों के बीच समृद्ध बनाना आवश्यक है;
अतः अब यह समीचीन है कि ऐसे नागरिकों को, कल्पित चुनना देने के लिए, जो उसे खाने के इस्तेमाल हैं, उपबंध किया जाए।

2. पृष्ठ 1 पंक्ति 1, "पपानस" के स्थान पर "खपानद" स्थान।
3. पृष्ठ 1 पंक्ति 5, "2004" के स्थान पर "2005" स्थान।
4. पृष्ठ 1 पंक्ति 7 के स्थान पर रखें—
"धारा 4 की उपधारा (1), धारा 5 की उपधारा (1) और उपधारा (2), धारा 12, धारा 13, धारा 15, धारा 16, धारा 24, धारा 27 और धारा 28 के उपबंध तुलना प्रभावी होगी और इस अधिनियम के रूप उपबंध इत्यादी अधिनियम के एक सी बीमार दिन को प्रस्तुत होगे।"

5. पृष्ठ 2 पंक्ति 2 से 4 के स्थान पर रखें—
"(क) "समृद्ध राजस्व" से किसी ऐसे लोक प्राधिकरण के संबंध में जो —

(i) केन्द्रीय सरकार या संघ राज्यक्षेत्र द्वारा स्थापित, गठित, उसके स्वामित्वविहीन, नियंत्रणविहीन या उसके द्वारा प्रलयस्त रूप से या अप्रलयस्त रूप से उपबंध कराई गई नियंत्रण द्वारा पूर्णतः वित्त-विषयिक किया जाता है, केन्द्रीय सरकार अभियोजन है।

(ii) राज्य सरकार द्वारा स्थापित, गठित उसके स्वामित्वविहीन, नियंत्रणविहीन या उसके द्वारा प्रलयस्त रूप से या अप्रलयस्त रूप से उपबंध कराई गई नियंत्रण द्वारा पूर्णतः वित्त-विषयिक किया जाता है, राज्य सरकार अभियोजन है।

(ख) "केन्द्रीय चुनना आयोग" से धारा 12 की उपधारा (1) के अधीन गठित केन्द्रीय चुनना आयोग अभियोजन है।

(ग) "केन्द्रीय लोक चुनना अधिकारी" से उपधारा (1) के अधीन नियुक्त केन्द्रीय लोक चुनना अधिकारी अभियोजन है और इसके अन्तर्गत धारा 5 की उपधारा (2) के अधीन इस प्रकार पदार्पणित कोई केन्द्रीय सहायक तलक चुनना अधिकारी भी है;

(घ) "स्वतः चुनना आयुक्त" और "युवा आयुक्त" से धारा 12 की उपधारा (3) के अधीन नियुक्त स्वतः चुनना आयुक्त और युवा आयुक्त अभियोजन है।

(ङ) "स्वतः प्राधिकरण" से अभियोजन है—

6. पृष्ठ 2 पंक्ति 5 से 6 के स्थान पर रखें—
"(1) किसी राज्य की विधासभा या ऐसी सभा वाले किसी राज्यक्षेत्र की दस्ता में अवकाश और राज्य सभा या विधान परिषद की दस्ता में समन्वय;"

7. पृष्ठ 2 पंक्ति 8 से 11 के स्थान पर रखें—
"(iii) किसी उच्च न्यायालय की दस्ता में उच्च न्यायालय का मुख्य न्यायमुख;"
(iv) संविधान द्वारा या उसके अधीन स्थापित या गठित अन्य प्राधिकरणों की दस्तावेजीय स्थापित, राष्ट्रपति या राज्यपाल ;”

8. प्रश्न 13 से 16 का लोप करें।
9. प्रश्न 17 में “(०)” के स्थान पर “(०)” रखें।
10. पृष्ठ 2 प्रश्न 23 से 24 का लोप करें।
11. पृष्ठ 2 प्रश्न 25 में “(०)” के स्थान पर “(०)” रखें।
12. पृष्ठ 2 प्रश्न 25 में “सरकार” के स्थान पर “समुचित सरकार” रखें।
13. पृष्ठ 2 प्रश्न 27 से 33 के स्थान पर रखें।

‘(०) “लोक प्राधिकारों” से—

(क) संविधान द्वारा या उसके अधीन;
(ख) संसद द्वारा बनाई गई किसी अन्य विधि द्वारा;
(ग) राज्य समिति द्वारा बनाई गई किसी अन्य विधि द्वारा;
(घ) संगठित सरकार द्वारा जारी की गई अप्रत्यापित या किए गए आदेश द्वारा,

सम्पादित या गठित कोई प्राधिकारी या नियम या स्वयंस्विक सरकारी संघर्ष अभिलेख है।

और इसके अंतर्गत समुचित सरकार के स्वामित्वाधीन, नियंत्रणाधीन या उसके द्वारा प्रवर्तित या प्राप्तक भाग से उपलब्ध कसौटी गई विधियों द्वारा—(i) पूर्णतया स्वाधीनता अनुसार गठित कोई गैर सरकारी संघ

(ii) कोई अन्य नियांकी भी है;’।

14. पृष्ठ 2 प्रश्न 34 से 36 का लोप करें।
15. पृष्ठ 3 प्रश्न 19 के पश्चात अंत:स्थापित करें।

‘(०) “राज्य तथा आयोग” से धारा 15 की उपधारा (१) के अधीन गठित राज्य सूचना आयोग अभिलेख है;

(२) “राज्य गृह सूचना आयुक्त” और “राज्य सूचना आयुक्त” से धारा 15 की उपधारा (३) के अधीन नियुक्त राज्य गृह सूचना आयुक्त और राज्य सूचना आयुक्त अभिलेख हैं;

(३) “राज्य लोक सूचना अधिकारी” से उपधारा (३) के अधीन पदाधिकार राज्य लोक सूचना अधिकारी अभिलेख है और इसके अंतर्गत धारा 5 की उपधारा (२) के अधीन इस प्रकार पदाधिकार राज्य सज्जित कोई लोक सूचना अधिकारी भी है;”।

16. पृष्ठ 3 प्रश्न 20 में—

(क) “(०)” के स्थान पर “(०)” रखें;
(ख) “स्थिति” के स्थान पर “नगरिक” रखें।

17. पृष्ठ 3 प्रश्न 34 के स्थान पर रखें।
18. प्रश्न 4
पंक्ति 25 और 26 के स्थान पर रखें —
"अपने "स्वार्थ" में ऐसे अंतराळ के भीतर, जो विदेश किए जाएं " के स्थान पर "स्वार्थ किए जाएं " रखें।

19. प्रश्न 4
पंक्ति 35 और 36 में "श्रेणी के बच्चे में ऐसे अंतराळ के भीतर, जो विदेश किए जाएं " के स्थान पर "श्रेणी के बच्चे में विदेश किए जाएं " रखें।

20. प्रश्न 5
पंक्ति 4 से 9 का लोप करें।

21. प्रश्न 5
पंक्ति 11 में "सांख्यिकी" के स्थान पर "सांख्यिकी, जिसके अंतर्गत इंटरनेट भी है"।

22. प्रश्न 5
पंक्ति 16, "और बोधगम्य" का लोप करें।

23. प्रश्न 5
पंक्ति 20 में "लोक सूचना अधिकारी" के स्थान पर "व्याख्यातित, केंद्रीय लोक सूचना अधिकारी या राज्य सूचना अधिकारी" रखें।

24. प्रश्न 5
पंक्ति 30 में, "लोक सूचना अधिकारियों" के स्थान पर "व्याख्यातित, केंद्रीय लोक सूचना अधिकारियों या राज्य सूचना अधिकारियों" रखें।

25. प्रश्न 5
पंक्ति 36 में "सहायक लोक सूचना अधिकारी" के स्थान पर "व्याख्यातित, केंद्रीय सहायक लोक सूचना अधिकारी या राज्य सहायक सूचना अधिकारी" रखें।

26. प्रश्न 5
पंक्ति 35 में "सरकार" के स्थान पर "भारत 19 की उपाधि (1) के अधीन विनियमित विभेद अधिकारी या व्याख्यातित, केंद्रीय सूचना आयोग या राज्य सूचना आयोग" रखें।

27. प्रश्न 5
पंक्ति 37 और 38 में, "किसी सहायक लोक सूचना अधिकारी" के स्थान पर "व्याख्यातित, किसी केंद्रीय सहायक लोक सूचना अधिकारी या किसी राज्य सहायक लोक सूचना अधिकारी" रखें।

28. प्रश्न 5
पंक्ति 2, 5 और 7 में, "लोक सूचना अधिकारी" के स्थान पर जहां-जहां वह आता है, "व्याख्यातित, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी" रखें।

29. प्रश्न 6
पंक्ति 9 में, "अन्यरी" के स्थान पर "अन्यरी या हिंदी" रखें।

30. प्रश्न 6
पंक्ति 11 में, "लोक सूचना अधिकारी " के स्थान पर "व्याख्यातित, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी" रखें।

31. प्रश्न 6
पंक्ति 12 में, "सहायक लोक सूचना अधिकारी" के स्थान पर "व्याख्यातित, केंद्रीय सहायक लोक सूचना अधिकारी या राज्य सहायक लोक सूचना अधिकारी" रखें।

32. प्रश्न 6
पंक्ति 14 -15 में, "लोक सूचना अधिकारी" के स्थान पर "व्याख्यातित, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी" रखें।
33. पृष्ठ 6 पंक्ति 32 में "लोक सूचना अधिकारी" के स्थान पर "यथास्थिति, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी" रखें।

34. पृष्ठ 7 पंक्ति 1-2 और 4 में "लोक सूचना अधिकारी" के स्थान पर जहां-जहां वह आता है "यथास्थिति, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी" रखें।

35. पृष्ठ 7 पंक्ति 18 में "लोक प्राधिकारी" के स्थान पर "यथास्थिति, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी" रखें।

36. पृष्ठ 7 पंक्ति 23 के पश्चात अंतःप्रभावित करें।

"परन्तु धारा 6 की उपाध्या (1) और धारा 7 की उपाध्या (1) और उपाध्या (5) के अधीन विधित फीस युक्ति स्थापित होगी और ऐसे युक्ति से, जो गर्मी की रेखा के नीचे हैं, कोई फीस प्रभावित नहीं की जाएगी, जैसा स्पष्टतः स्पष्टकर ज्ञात अवधारित किया जाए।"

37. पृष्ठ 7 पंक्ति 8 में "लोक सूचना अधिकारी" के स्थान पर "यथास्थिति, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी" रखें।

38. पृष्ठ 7 पंक्ति 7 और 8 के स्थान पर निम्नलिखित स्थानः—

"जबसे किसी अनुशंसा को उपाध्या (1) के अधीन अवधारित किया गया है, वहाँ यथास्थिति, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी अनुशंसा करने वाले व्यक्ति को—" रखें।"

39 पृष्ठ 8 पंक्ति 1 से 38 के स्थान पर निम्नलिखित स्थानः—

"8. (1) इस अधिनियम में किसी व्यक्ति के होते हुए भी, किसी व्यक्ति को निम्नलिखित सूचना देने की क्षमता नहीं होगी,—

(क) ऐसी सूचना, जिसके प्रकार से भारत की प्रमुख व अखबार, राज्य की सुरक्षा, यथास्थिति, वैश्विक या आधिक दृष्टि, न्यायिक और राजस्व के संबंध में प्रतिकूल प्रभाव पड़ती है या किसी अपराध को करने का उद्देश्य होता है;

(ख) ऐसी सूचना, जिसके प्रकार से किसी न्यायालय या अधिकारी द्वारा अनुभाव रूप से निर्धारित किया गया है या जिसके प्रकार से व्यावहारिक का अवधारन होता है;

(ग) ऐसी सूचना, जिसके प्रकार संस्कृत या राज्य विद्यालय द्वारा विशेषधारी में वियोजित करता है;

(घ) ऐसी सूचना, जिसके प्रकार अंतर्राष्ट्रीय वाणिज्यिक विवाद, व्यापार व्यवस्था, वैद्यकी के संबंध में सार्वजनिक स्थिति को नुकसान हो सकता है, जब तक कि सशस्त्र प्राधिकारी का वह समाधान नहीं हो जाता है कि ऐसी सूचना के प्रकार में विशेष लोक हित समाविष्ट है;

(ड) किसी व्यक्ति के पास उसके वैश्विक संबंध में उपलब्ध सूचना, जब तक सशस्त्र प्राधिकारी का यह समाधान नहीं हो जाता है कि
ऐसी सूचना के प्रक्रम में विस्तृत लोक हित समाविष्ट है।

(२) विदेशी सरकार से विवाह में प्राप्त सूचना;

(३) ऐसी सूचना, जिसके प्रक्रम से किसी व्यक्ति के जीवन या
शरीरिक सुख या शारीरिक सुख द्वारा संबंधित वह संबंधित या संबंधित की पहचान करने में या
विधि के प्रदर्शन के लिए विवाह में धीरे-धीरे सहायता या सुखा प्रयोजनों
के लिए अवसर होगा;

(४) ऐसी सूचना, जिनके प्रक्रम से अवधिक प्रयोजनों की
विधिवत्ता या उनके अवधिक की प्रविधियाँ में बाधा पड़ती है;

(५) मंत्रिमंडल के कारण या, जिसके अंतर्गत मंत्रिपत्र, या
अन्य अधिकारियों के विचार विभाजन की अवधिक भी हैः

परन्तु मंत्रिपत्र, उनके कारण तथा वह सामाजिक
जिसके आधार पर मंत्रिपत्र लिखे गए वे, मंत्रिपत्र फॉर्म जाने और
भागीदार के पूरे या सामाजिक प्रभाव को आपत्ति कराए

परन्तु यह और कि वे विवाह, जो इस धारा में विदेशी पूर्ति के
अंतर्गत आते हैं, प्रक्रम नहीं किए जाएँगे;

(३) ऐसी सूचना, जो व्यक्तिगत सूचना से संबंधित है, जिसके
प्रक्रम का किसी लोक किया गया या हित से कोई संबंध नहीं है या
जिससे किसी व्यक्ति की एकांतता पर अनावश्यक अवधिक नहीं होता
है, जब तक या कि, व्यक्ति मानव संबंधित या राज्य
लोक सुख अधिकार या अधीन प्राधिकारी का वह सामाजिक नहीं हो
जाता है कि ऐसी सूचना का प्रक्रम विस्तृत हित में व्याख्यात है;

परन्तु ऐसी सूचना या, जिसके संबंध या किसी राज्य विधान मंडल
को ऐसी सूचना को देने से इकट्ठा नहीं किया जा सकता है, किसी व्यक्ति
को उपरांत नहीं किया जाएँगे।

(९) शासनीय गृह बात अभिनिमय, १९२३ में किसी बात के होते हुए भी
उपाधि (१) के अनुसार अनुष्ठाय किसी पूर्ति के लिए, किसी लोक प्राधिकारी को
सूचना तक पूर्व अनुष्ठाय की जा सकती, यदि सूचना के प्रक्रम में लोक
हित, लोक प्राधिकारी को नुकसान से अवधिक हैः

(३) उपाधि (१) के खण्ड (क) और खण्ड (इ) के उपाधियों के अधीन
रहते हुए, किसी घटना, सूचना या विवाह या संबंधित कोई सूचना, जो उस
तारीख से, जिसके धारा ६ के अधीन दोनों अनुसार किया जाता है, वीस वर्ष
पूर्व हुई है या होती है, उस धारा के अधीन अनुष्ठाय कर्तव्य विवाह के
उपरांत कायम जाएँगे:

परन्तु यह फिर जहाँ उस तारीख से बारे में, जिससे वीस वर्ष की उत्तर,
अधिक की संख्या की जाती है, कोई प्रति उम्मीद होता है वहीं, इस
अभिनिमय के अंतिम उपरांत प्राधिक अवधिकों के अधीन रहते हुए, केंद्रीय
सरकार का विवाह अधिक होगा।"
40. पृष्ठ 8 पंक्ति 1 से 14 का लोप करें।
41. पृष्ठ 9 पंक्ति 15-16 में, "लोक सुधान अधिकारी" के स्थान पर "व्यास्थिति, केंद्रीय लोक सुधान अधिकारी या राज्य लोक सुधान अधिकारी" रखें।
42. पृष्ठ 9 पंक्ति 26 में, "लोक सुधान अधिकारी" के स्थान पर "व्यास्थिति, केंद्रीय लोक सुधान अधिकारी या राज्य लोक सुधान अधिकारी" रखें।
43. पृष्ठ 9 पंक्ति 35 में, "अवस्थिति" के स्थान पर "संग्रहित" रखें।
44. पृष्ठ 9 पंक्ति 39 में, "अपिल प्रावधिकारी" के स्थान पर "व्यास्थिति, धारा 19 की उपाधि (1) के अंतिम विनिरीति विरित अभिलिकाय या केंद्रीय लोक सुधान अधिकारी या राज्य लोक सुधान अधिकारी" रखें।
45. पृष्ठ 10 पंक्ति 1 में, "लोक प्रावधिकारी" के स्थान पर "व्यास्थिति, केंद्रीय लोक सुधान अधिकारी या राज्य लोक सुधान अधिकारी" रखें।
46. पृष्ठ 10 पंक्ति 4 में, "लोक सुधान अधिकारी" के स्थान पर "व्यास्थिति, केंद्रीय लोक सुधान अधिकारी या राज्य लोक सुधान अधिकारी" रखें।
47. पृष्ठ 10 पंक्ति 6 में, "लोक प्रावधिकारी" के स्थान पर "व्यास्थिति, केंद्रीय लोक सुधान अधिकारी या राज्य लोक सुधान अधिकारी" रखें।
48. पृष्ठ 10 पंक्ति 15 में, "लोक सुधान अधिकारी" के स्थान पर "व्यास्थिति, केंद्रीय लोक सुधान अधिकारी या राज्य लोक सुधान अधिकारी" रखें।
49. पृष्ठ 10 पंक्ति 19 में, "लोक सुधान अधिकारी" के स्थान पर "व्यास्थिति, केंद्रीय लोक सुधान अधिकारी या राज्य लोक सुधान अधिकारी" रखें।
50. पृष्ठ 10 पंक्ति 25 में, "15" के स्थान पर "19" रखें।
51. पृष्ठ 10 पंक्ति 32 में, "आयोग" के स्थान पर, जहाँ-जहाँ वह आता है "केंद्रीय सुधान आयोग" रखें।
52. पृष्ठ 10 पंक्ति 33 में, "सुधान आयोग" के स्थान पर, जहाँ-जहाँ वह आता है "मुख्य सुधान आयोग" रखें।
53. पृष्ठ 10 पंक्ति 34 में, "सुधान उपायोग" के स्थान पर, जहाँ-जहाँ वह आता है "केंद्रीय सुधान आयोग" रखें।
54. पृष्ठ 10 पंक्ति 35 में, "सुधान आयोग और सुधान उपायोग" के स्थान पर, "मुख्य सुधान आयोग और सुधान आयोग" रखें।
55. पृष्ठ 10 पंक्ति 39 में की प्रविधि के स्थान पर "(iii) प्रावधिकारी द्वारा नामसन्दिग्ध संबंधित नसिफ का एक मंडल" रखें।
56. पृष्ठ 11 पंक्ति 4 से 8 स्थान पर रखें।

"(4) केंद्रीय सुधान आयोग के कार्यों का साधारण अधिकार, निर्देशन और प्रबंधन, केंद्रीय मुख्य सुधान आयुक्त में समस्त होना, उक्तवर्गीय समस्या सुधान आयुक्तों द्वारा की जाएगी और वह ऐसी सभी शास्त्रियों का प्रयोग और ऐसे सम्मलकारों और अन्य करके, जो उस अधिनियम के अंतर्गत किसी अन्य
प्राथिकारी के निदेशों के अधीन से बिना कोई दूसरा आयोग द्वारा स्वतंत्र रूप से की जा सकती है।

57. पृष्ठ 11
पंक्ति 9 और 11 स्थान पर स्थान पर रखें –

“(5) मुख्य सूचना आयुक्त और सूचना आयुक्त के विचार, ज्ञान और प्रश्नोत्तरी, संगठन सेवा, प्रबंधन, प्रत्यक्ष सेवा, जन साधन या अध्यायन तथा साहित्य का व्याख्यान ज्ञान और अनुभव रखने वाले जनजीवन में यहाँर व्यक्ति होने।

(6) मुख्य सूचना आयुक्त या सूचना आयुक्त, वास्तविकता, संसद का सदस्य या किसी”

58. पृष्ठ 11
पंक्ति 15 में, “आयोग” को स्थान पर, जहां-जहां वह आता है “केंद्रीय सूचना आयोग” रखें।

59. पृष्ठ 11
पंक्ति 17 और 18 का लोप करें।

60. पृष्ठ 11
पंक्ति 19 में, “सूचना आयुक्त” को स्थान पर “मुख्य सूचना आयुक्त” रखें।

61. पृष्ठ 11
पंक्ति 22 और 23 का लोप करें।

62. पृष्ठ 11
पंक्ति 24 में, “सूचना आयुक्त” को स्थान पर, “मुख्य सूचना आयुक्त” रखें।

63. पृष्ठ 11
पंक्ति 19 से 25 के स्थान पर रखें –

“(2) प्रत्येक सूचना आयुक्त, उस सत्तालेख से, जिसको वह अपना पद प्रदान करता है, पांच वर्ष की अब्द के लिए या पेशेवर विधि की आयु प्राप्त करने तक, इनमें से जो भी पूर्वतन हो, पद व्याप्त करेया और ऐसे सूचना आयुक्त के स्थान पर पुनर्मिश्रिति के लिए पात्र नहीं होगा।

परन्तु प्रत्येक सूचना आयुक्त, इस प्रकार के अधीन अपना पद स्थापित करने पर, पात्र 12 की उपपादन (2) में विनिर्देश रीति में मुख्य सूचना आयुक्त के स्थान पर नियुक्ति के लिए पात्र होगा।

परन्तु और कि जहां सूचना आयुक्त को मुख्य सूचना आयुक्त के स्थान पर नियुक्त किया जाता है वहाँ उसकी पदाभिनी सूचना आयुक्त और मुख्य सूचना आयुक्त के स्थान पर कूल मिलाकर पांच वर्ष से अधिक नहीं होगी।”

64. पृष्ठ 11-12
पंक्ति 35, 39 और 1 में, “सूचना आयुक्त या सूचना योजनाकरो” के स्थान पर, जहां-जहां वे आते हैं, “मुख्य सूचना आयुक्त या कोई सूचना आयुक्त” रखें।

65. पृष्ठ 12
पंक्ति 3 से 10 का लोप करें।

66. पृष्ठ 12
पंक्ति 11 में, “(6)” के स्थान पर “(5)” रखें।

67. पृष्ठ 12
पंक्ति 11 से पंक्ति 14 के स्थान पर रखें–

“(क) मुख्य सूचना आयुक्त को संदेश वेतन और भरोसे तथा उनकी सेवा के अन्य नियम और शर्तें वे होंगी जो मुख्य नियमानुसार आयुक्त की हैं;

(ख) सूचना आयुक्त को संदेश वेतन और भरोसे तथा उनकी सेवा के अन्य नियम और शर्तें वे होंगी जो मुख्य नियमानुसार आयुक्त की हैं।”
68. पृष्ठ 12 पंक्ति 15, 17, 22, 29 और 32 में, “सूचना आयुक्त और सूचना उपयुक्त” के तथा पर जहां-जहां वे आते हैं, क्रमशः “मुख्य सूचना आयुक्त और सूचना आयुक्त” रखें ।

69. पृष्ठ 12 पंक्ति 32 में, “(7)” के तथा पर “(6)” रखें ।

70. पृष्ठ 12 पंक्ति 32 से 41 में, “सूचना आयुक्त” और “सूचना उपयुक्त” के तथा पर “मुख्य सूचना आयुक्त” और “सूचना आयुक्त” रखें ।

71. पृष्ठ 13 पंक्ति 1, 6-7, 16-17 और 19 में, “सूचना आयुक्त” और “सूचना उपयुक्त” के तथा पर जहां-जहां वे आते हैं क्रमशः “मुख्य सूचना आयुक्त और सूचना आयुक्त” रखें ।

72. पृष्ठ 13 पंक्ति 24 के पश्चात् अंत:पाठित करें —

“अध्याय 4
राज्य सूचना आयोग

राज्य : सूचना के आयोग का गठन ।

15. (1) प्रधानमंत्री राज्य सरकार सरकार में अधिकृत सूचना ड्यू — (राज्य का नाम) सूचना आयोग के नाम से जाते एक नियम का, इस अधिनियम के अंतर्गत उसे प्रदत्त नियमों का प्रयोग और उसे सांगे गए कुर्सियों का लाभ करने के लिए गठन करेंगी ।

(2) राज्य सूचना आयोग नियमानुसार से सरकार बनेगा —

(क) राज्य मुख्य सूचना आयुक्त ; और

(ख) इस से अन्यथा उस्ते जाने राज्य सूचना आयुक्त, जितने आयोग समझे जाएं ।

(3) राज्य मुख्य सूचना आयुक्त और राज्य सूचना आयुक्तों की नियुक्ति राज्याधीन द्वारा नियमानुसार से सरकार बनी समिति की स्थापना पर की जाएगी,

(i) मुख्यमंत्री, जो समिति का अध्यक्ष होगा ।

(ii) विधानसभा में विधायक का नेता । और

(iii) मुख्यमंत्री द्वारा नामनिर्देश मंत्रीमंडलीय मंत्री ।

स्थापना-सरकारों को दूर करने के लिए संयुक्त करने के लिए यह घोषित किया जाता है कि जिसके विधान सभा में विधायक दल के नेता के तत्व सन्दर्भ में भाग नहीं है वह विधान सभा में सरकार के दिशा एक सभी सधों बढ़ वर्ष के नेता को विचार दल का नेता माना जाएगा ।

(4) राज्य सूचना आयोग के कार्य की सार्वजनिक अधीक्षण, निदेश और प्रश्न राज्य मुख्य सूचना आयुक्त में निर्दिष्ट होगा, जिसकी राज्य सूचना आयुक्तों द्वारा सहयोग की जाएगी और यह सभी ऐसी सूचियों का प्रयोग और सभी ऐसे कार्य और वर्तन कर सकेगा जो राज्य सूचना आयोग द्वारा इस अधिनियम के अंतर्गत किसी अन्य ग्राहकारी के निर्देशों के अध्याय से बिना स्वतंत्र रूप से प्रयोग की जाए या वह जा सकती हो ।
(5) राज्य मुख्य सूचना आयुक्त और राज्य सूचना आयुक्त विधि, विभाग और प्राइवेटिजेशन, समाजसेवा, प्रबंधन, प्रतिबंधित, जन माध्यम या प्रशासन और शासन में स्थान घातक और अनुच्छेद वाले समाज में प्रावधान व्यक्ति होगे।

(6) राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त, व्यापक रूप से संसद का सदस्य या किसी राज्य या संघ राज्यक्षेत्र के विधान-मंडल का सदस्य नहीं होगा या कोई अन्य ताकत वाला पद स्थापना नहीं करेगा या किसी राजनीतिक दल से संबंध नहीं होगा या कोई कारावास नहीं करेगा या कोई कृति नहीं करेगा।

(7) राज्य सूचना आयोग का मुख्यालय राज्य में ऐसे स्थान पर होगा, जो राज्य सरकार राजनीति में अविच्छिन्न द्वारा विनिर्दिष्ट करेगा और राज्य सूचना आयोग, राज्य सरकार के पूर्व अनुमोदन से माफ में अन्य स्थानों पर अपने कार्यालय स्थापित कर सकेगा।

पदबिधि और शुल्क की शर्तें 

16. (1) राज्य मुख्य सूचना आयुक्त उस तारीख से, जिसको वह अपना पद ग्राहन करता है, पंच वर्ष की अवधि के लिए पद धारण करेगा और पुनःनियुक्ति के लिए पात्र नहीं होगा:

परन्तु कोई राज्य मुख्य सूचना आयुक्त पैसे वर्ष की आयु प्राप्त करने के पश्चात उस वर्ष में पद धारित नहीं करेगा।

(2) प्रत्येक राज्य सूचना आयुक्त उस तारीख से, जिसको वह अपना पद धारण करता है पंच वर्ष की अवधि के लिए या पैसे वर्ष की आयु प्राप्त करने तक, इसमें से जो भी पूर्ति हो, पद धारित करेगा;

परन्तु प्रत्येक राज्य सूचना आयुक्त इस व्यवस्था के अधीन अपने पद निर्लक्षण पर धारा 15 की उपधारा (3) में विनिर्दिष्ट शर्तों में राज्य मुख्य सूचना आयुक्त के रूप में नियुक्ति के लिए पात्र होगा;

परन्तु यह और कि जहां राज्य सूचना आयुक्त की राज्य मुख्य सूचना आयुक्त के रूप में नियुक्ति की जाती है, वह उनकी पदवी राज्य सूचना आयुक्त और राज्य मुख्य सूचना आयुक्त के रूप में कुल मिलाकर पांच वर्ष से अधिक नहीं होगी।

(3) राज्य मुख्य सूचना आयुक्त या कोई राज्य सूचना आयुक्त अपना पद ग्राहन करने से पूर्व राज्यपाल या इस निमित्त उसके द्वारा नियुक्त किसी अन्य व्यक्ति के समक्ष घोषणा आयुक्तों में इस प्रयोजन के लिए उपयुक्त नियुक्तियों के अनुसार शासन या प्रशासन लेखां और उस पर अपने हस्ताक्षर करेगा।

(4) राज्य मुख्य सूचना आयुक्त या कोई राज्य सूचना आयुक्त, किसी भी समय, राज्यपाल को संबोधित अपने हस्ताक्षर लेखां द्वारा अपने पद का त्याग कर सकेगा:

परन्तु राज्य मुख्य सूचना आयुक्त या किसी राज्य सूचना आयुक्त को धारा 17 में विनिर्दिष्ट शर्त से हटाया जा सकेगा।

(5) (क) राज्य मुख्य सूचना आयुक्त को संदेह वेतन और मत्ता के अनुसार उसको सेवा के अन्य नियम और शर्तें बदल होंगी, जो माफ के किन्नतन
आयुक्त की है।

(6) राज्य सूचना आयुक्त को संदेश बेतन और भरे तथा उसकी सेवा के अन्य निवेदन और शर्तें वहीं होगी जो राज्य के मुख्य सर्विस की हैं।

परन्तु यदि राज्य मुख्य सूचना आयुक्त या कोई राज्य सूचना आयुक्त अपनी नियुक्ति के समय भारत सरकार के अधीन या किसी राज्य सरकार के अधीन किसी पूर्व सेवा के संबंध में कोई पेशन (असम्मत या क्षति पेशन से निन्दा) प्राप्त कर रहा है तो राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त के रूप में सेवा के संबंध में उसके बेतन में तथा उस पेशन की कम को, जिसके अंतर्गत पेशन का ऐसा भाग भी है, जिसे सावधानता किया गया था और सेवानिवृत्ति उपयोग के समस्त पेशन को छोड़कर अन्य प्रारंभ के सेवानिवृत्ति कार्यों के समस्त पेशन की जाएगी।

परन्तु यह और कि जहां राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त, अपनी नियुक्ति के समय किसी केंद्रीय अधिनियम या राज्य अधिनियम द्वारा या उसके अधीन स्वतंत्रता किसी नियम या केंद्रीय सरकार या राज्य सरकार के स्वतंत्रता कि नियमांकन किसी संरचना की दिनी में की गई किसी पूर्व सेवा के संबंध में सेवानिवृत्ति प्राप्त कर रहा है वह राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त के रूप में सेवा के संबंध में उसके बेतन में तथा सेवानिवृत्ति कार्यों के समस्त पेशन की जाएगी।

परन्तु यह और कि राज्य मुख्य सूचना आयुक्त और राज्य सूचना आयुक्त के बेतन, भरे और सेवा की अन्य शर्तें में उनकी नियुक्ति के पत्ते/उनके लिए अवलंबकारी रूप में परिवर्तन नहीं किया जाएगा।

(6) राज्य सरकार, राज्य मुख्य सूचना आयुक्त और राज्य सूचना आयुक्त को इस अधिनियम के अधीन उसके कुछों के या पालन के लिए उनके अधिकारी और कर्मचारी उपलब्ध कराबारी निर्धारित अवस्था और इस अधिनियम के प्राधिक के लिए नियुक्त किए गए अधिकारियों और कर्मचारियों को संदेश बेतन और भरे तथा उनकी सेवा के अन्य नियंत्रण और शर्तें वह होगी, जो विधि भी जाएँ।

17. (1) उपाधि (3) के उपरोक्त के अधीन रहते हुए, राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त को राज्यपाल के आदेश द्वारा स्वतंत्र करार या अस्वस्तता के आधार पर उसके पद से भी हटाया जा सकता है। जब उच्चतम न्यायालय ने, राज्यपाल द्वारा उसे निर्देश द्वारा उनके पद के प्रवास या विरोध या रिपोर्ट दे दी हो तो, यथास्थिति, राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त को उस आदेश पर हटा दिशा जाना बाहर।

(2) राज्यपाल, उस राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त को, जिसके विनियम उपाधि (1) के अधीन उच्चतम न्यायालय को निर्देश किया गया है। इसे निर्देश पर उच्चतम न्यायालय की रिपोर्ट की प्राप्ति पर राज्यपाल द्वारा आदेश पत्र किया जा सकता है तथा उसके पद से हटाया जा सकता है और विशेष अवस्थाएं में ऐसे जांच के दौरान न्यायालय में उपस्थित होने हैं। विशेष भी नहीं हो सकता।

(3) उपाधि (1) में विनियमित किसी बात के होते हुए भी राज्यपाल,
सज्ज युक्त सूचना आयोग या किसी राज्य सूचना आयोग को आदेश द्वारा पद से हटा सकेगा, यदि यथास्थिति, राज्य युक्त सूचना आयोग या राज्य सूचना आयोग--

(क) वितरित रूप से नामांकित कर दिया जाता है;
(ख) ऐसे किसी अधिकार के लिए वैधिकता उठाया गया है, जिसमें राज्यपाल की राय में नैतिक अधिकार अंतर्विकल है; या
(ग) वह अन्यी पदविधि के दौरान अपने पद के कर्त्तव्यों से परे किसी वैधिक नियोजन में लगा हुआ है; या
(घ) राज्यपाल की राय में, मानसिक या शारीरिक असमर्थता के कारण वह पद पर बने रहने के अधिकार है; या
(ङ) उससे ऐसे विदेशी या अन्य हित अतिरिक्त किए हैं, जिनसे, राज्य युक्त सूचना आयोग या राज्य सूचना आयोग के रूप में उसके कृत्यों पर प्रतिकूल प्रभाव पड़ने की संभावना है।

(4) यदि राज्य युक्त सूचना आयोग या राज्य सूचना आयोग, किसी रूप में, भारत सरकार द्वारा या उसकी ओर से की गई किसी संधिया या कार्य से संबंधित या हिन्दिक है किसी निगमित कंपनी के संबंध से अन्यथा किसी रूप में उरसके अन्य सलाह के लिए राज्य संगठन रूप में उसके लान में उससे प्रभावित होने वाले किसी फायदे या परिस्थितियों में हिस्सा लेता है तो उसे उपयुक्त (1) के प्रायोजनों के लिए कदाचार का दौँखुश आयोग।

अध्याय 5

सूचना आयोग की सहितियां और कृत्य, अपील तथा शासित़;

73 पृष्ठ 13 पंक्ति 25 में,-
(क) "15" के स्थान पर, "18" रखें;
(ख) "आयोग " के स्थान पर, "यथास्थिति, केंद्रीय सूचना आयोग या राज्य सूचना आयोग" रखें;

74 पृष्ठ 13 पंक्ति 28 में, "लोक सूचना अधिकारी" के स्थान पर, "यथास्थिति, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी" रखें;

75 पृष्ठ 13 पंक्ति 30 में, "सहायक लोक सूचना अधिकारी" के स्थान पर, "यथास्थिति, केंद्रीय सहायक लोक सूचना अधिकारी या राज्य सहायक लोक सूचना अधिकारी" रखें;

76 पृष्ठ 13 पंक्ति 30-31 में, "उसके आदेश को लोक प्राधिकारी या सरकार को भेजने के लिए" के स्थान पर, "इस अधिनियम के अधीन सूचना या अपील के लिए या या 19 की उपधारा 1 (1) में विरितित केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी अथवा व्यक्ति अधिकारी या, यथास्थिति, केंद्रीय सूचना आयोग या राज्य सूचना आयोग को उसके आदेश को भेजने के लिए" रखें;

77 पृष्ठ 14 पंक्ति 2 और पंक्ति 4 में, "आयोग " के स्थान पर, जहाँ-जहाँ आता है, "यथास्थिति, केंद्रीय सूचना आयोग या राज्य सूचना आयोग" रखें;

खंड 15
78 पृष्ठ 14 पंक्ति 17 में, “संसद के किसी अन्य अधिनियम”, के स्थान पर, “याचार्यत्व, संसद के या राज्य विधान-मंडल के किसी अन्य अधिनियम” रखें।

79 पृष्ठ 14 पंक्ति 18 में, “आयोग” के स्थान पर, “याचार्यत्व, केंद्रीय सूचना आयोग या राज्य सूचना आयोग” रखें।

80 पृष्ठ 14 पंक्ति 22 में, “16” के स्थान पर, “19” रखें।

81 पृष्ठ 14 पंक्ति 23 से पंक्ति 24 और 26 में, “लोक सूचना अधिकारी” के स्थान पर जहां-जहां वे आते हैं, “याचार्यत्व, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी” रखें।

82 पृष्ठ 14 पंक्ति 30 से 38 के स्थान पर रखें,-

“(2) जहां अप्रैल धारा 11 के अनुरूप, याचार्यत्व, केंद्रीय लोक सूचना अधिकारी या किसी राज्य लोक सूचना अधिकारी द्वारा पर यथिक्ष की सूचना के प्रकटन के लिए किया गया किसी आदेश विद्रोह की जाती है वहां संबंधित पर यथिक्ष द्वारा अप्रैल, उस आदेश की तारीख से 30 दिन के भीतर जाएगी।

(3) उपर्युक्त (1) के अनुरूप बिन्यमन के विश्वास दूसरी अप्रैल उस तारीख से, जिसके विनियमन किया जाना है या वास्तव में प्राप्त किया गया था उसे दिन के भीतर केंद्रीय सूचना आयोग या राज्य सूचना आयोग को होगी:

परंतु, याचार्यत्व, केंद्रीय सूचना आयोग या राज्य सूचना आयोग के इन विश्वास की अथवा इन की समाधि में प्रवास अप्रैल को प्रहर कर सकेगा, यदि उसका यह समाधान हो जाता है कि अप्रैल की समाधि पर अप्रैल पावड़ करने में पर्यावरण कारण से निरापद हुआ था।

83 पृष्ठ 14 पंक्ति 39 में, “लोक सूचना अधिकारी” के स्थान पर, “याचार्यत्व, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी” रखें।

84 पृष्ठ 15 पंक्ति 1 में, “आयोग” के स्थान पर, “याचार्यत्व, केंद्रीय सूचना आयोग या राज्य सूचना आयोग” रखें।

85 पृष्ठ 15 पंक्ति 4 में, “उस लोक प्राधिकारी पर होगा, जिसकी” के स्थान पर, “याचार्यत्व, उस केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी, पर होगा, जिसकी” रखें।

86 पृष्ठ 15 पंक्ति 10 और 11 में, “आयोग” के स्थान पर, “याचार्यत्व, केंद्रीय सूचना आयोग या राज्य सूचना आयोग” रखें।

87. पृष्ठ 15 पंक्ति 17 में, “लोक सूचना अधिकारी” के स्थान पर, “याचार्यत्व, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी” रखें।

88 पृष्ठ 15 पंक्ति 30 और 32 में, “आयोग” के स्थान पर जहां-जहां वह आता है, “याचार्यत्व, केंद्रीय सूचना आयोग या राज्य सूचना आयोग” रखें।

89. पृष्ठ 15, (क) पंक्ति 34 और 36 का लोप करें।

90 पृष्ठ 15, (क) पंक्ति 36 से पंक्ति 38 के स्थान पर, रखें,-
“20. (1) धारा 23 में किसी बात के होते हुए भी, जहां किसी सिद्धांत या अपील का विनियम करते समय, व्याख्याति, वेंड्रीय सूचना आयोग या राज्य सूचना आयोग की यह राय है कि, व्याख्याति, वेंड्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी ने किसी वृद्धिस्रोत कारण के कोई आवेदन लेने से इंकार किया है या धारा 7 की उपधारा (1) के अधीन सूचना के लिए विनियमित समय के बीत पूरी सूचना नहीं दी है या अस्तमायुर्द्धव सूचना के लिए अनुरोध से इंकार किया है या जानकृति गलत, अनुपूर्ण या अस्मृत सूचना दी है या ऐसी सूचना नहीं कर दी है जो अनुरोध का विषय था या सूचना देने में किसी शर्त से गायब दाली है तो यह ऐसे प्रकार किन हिस्से के लिए, जब तक आवेदन प्राप्त किया जाता है या सूचना दी जाती है, ये सी प्रकार स्पष्ट होने की शर्तें अधिकारित करेगी। तथापि, ऐसी शर्तें की कुल समय प्रभावी होने के अधीन नहीं होगी:

पंजी, व्याख्याति, वेंड्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी को उस पर कोई शर्तें अधिकारित किए जाने के पूर्व सुनवाई का यूनिब्रूक्य अवसर दिया जाएगा:

पंजी यह और कि यह साझेदार भी के बारे के लिए यूनिब्रूक्य स्पष्ट से और तत्पर अधिकारित की किया है, व्याख्याति, वेंड्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी पर होगा।

(2) जब तक कि किसी सिद्धांत या अपील का विनियम करते समय, व्याख्याति, वेंड्रीय सूचना आयोग या राज्य सूचना आयोग की यह राय है कि, व्याख्याति, वेंड्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी, विनी किसी वृद्धिस्रोत कारण के, और उनसे गठार सूचना के लिए कोई आवेदन की किया है या जानकृति गलत, अपूर्ण या अस्मृत सूचना दी है या ऐसी सूचना नहीं की है, जो अनुरोध का विषय था या सूचना देने में किसी भी शर्त से गायब दाली है यहां यह व्याख्याति, वेंड्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी के विचार उसे लागू सेवा नियमों के अधीन अनुशासनिक कार्यावसाय के लिए सिफारिश करेगा।

पृष्ठ 16

(क) पंजी 1 से पंजी 6 का लोप करें।

91 पृष्ठ 16 पंजी 7 में, “अध्याय 4” के स्थान पर, “अध्याय 6” रखें।
92 पृष्ठ 16 पंजी 9 में, “18” के स्थान पर, “21” रखें।
93 पृष्ठ 16 पंजी 11 में, “19” के स्थान पर, “22” रखें।
94 पृष्ठ 16 पंजी 16 में, “20” के स्थान पर, “23” रखें।
95 पृष्ठ 16 पंजी 19 में, “21” के स्थान पर, “24” रखें।
96 पृष्ठ 16 पंजी 22 में, “अध्याय 4” के स्थान पर, “अध्याय 4 और मानव अधिकार के अधिकार” रखें।
97 पृष्ठ 16 पंजी 23 के पर्याय निर्दिष्टित खंड-स्थापित करें।

खंड 17

खंड 4

खंड 18

खंड 21

खंड 21

खंड 21

खंड 21

खंड 21
प्रमुख यह और कि मानव अधिकारों के अतिक्रमण के आरोपों के मामले में, मांगी गई जानकारी केवल संबंधित सूचना आवश्यक के अनुसार ही ही दी जाएगी और वात 7 में विस्तारित ियए जाएँगे।

प्रमुख प्रश्नारोप के अभिक्रियाओं से संबंधित सूचना इस वात के अधीन आवश्यक नहीं है।

प्रमुख यह और कि मानव अधिकारों के अतिक्रमण के आरोपों के मामले में, मांगी गई जानकारी केवल संबंधित सूचना आवश्यक के अनुसार ही ही दी जाएगी और वात 7 में विस्तारित ियए जाएँगे।

5. उपाधि (4) के अधीन जारी की गई प्रत्येक अधिसूचना राज्य विधान-मंडल के समक्ष रखी जाएगी।

प्रमुख प्रश्नारोप के अभिक्रियाओं से संबंधित सूचना इस वात के अधीन आवश्यक नहीं है।

(क) "22" के अनुसार "25" रखें;

(ख) "आयोग" के अनुसार "वार्षिक, केंद्रीय सूचना आयोग या राज्य सूचना आयोग" रखें।

प्रमुख प्रश्नारोप के अभिक्रियाओं से संबंधित सूचना इस वात के अधीन आवश्यक नहीं है।

(क) "23" अंकों के अनुसार "28" अंक रखें;

(ख) "केंद्रीय सरकार" के अनुसार "समृद्धि सरकार" रखें।
पृष्ठ 17 पंक्ति 36 में, “सूचना अधिकारियों” के स्थान पर, “यथास्थिति, केंद्रीय लोक सूचना अधिकारियों या राज्य लोक सूचना अधिकारियों” से।

पृष्ठ 17 पंक्ति 32 में, “सरकार” के स्थान पर “सम्मिलित सरकार” से।

पृष्ठ 18 पंक्ति 3 में, “सरकार” के स्थान पर “सम्मिलित सरकार” से।

पृष्ठ 18 पंक्ति 8 में, “लोक सूचना अधिकारी” के स्थान पर, “यथास्थिति, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी” से।

पृष्ठ 18 पंक्ति 10 में, “लोक प्राधिकारी” के स्थान पर, “यथास्थिति, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी” से।

पृष्ठ 18 पंक्ति 12 में, “लोक सूचना अधिकारी” के स्थान पर, “यथास्थिति, केंद्रीय लोक सूचना अधिकारी या राज्य लोक सूचना अधिकारी” से।

पृष्ठ 18 पंक्ति 14 में, “आयोग” के स्थान पर, “यथास्थिति, केंद्रीय सूचना आयोग या राज्य सूचना आयोग” से।

पृष्ठ 18 पंक्ति 23 में, “सरकार” के स्थान पर “सम्मिलित सरकार” से।

पृष्ठ 18 पंक्ति 25 में—

(क) “24” के स्थान पर “27” से।

(ख) “केंद्रीय सरकार” के स्थान पर “सम्मिलित सरकार” से।

पृष्ठ 18 पंक्ति 29 और 30 का लोप करे।

पृष्ठ 18 पंक्ति 31 में, “(ख)” के स्थान पर “(क)” से।

पृष्ठ 18 पंक्ति 33 में, “(ग)” के स्थान पर, “(फ)” से।

पृष्ठ 18 पंक्ति 34 में, “(घ)” के स्थान पर, “(ङ)” से।

पृष्ठ 18 पंक्ति 34 में, “(ङ)” के स्थान पर, “(ँ)” से।

पृष्ठ 18 पंक्ति 35 में, “13” के परवाल् “और घाँ 16 की उपाधि (7)” अंत:यथास्थित करे।

पृष्ठ 19 पंक्ति 1 और 2 में—

(क) “(१)” के स्थान पर “(२)” से।

(ख) “आयोग” के स्थान पर, “यथास्थिति, केंद्रीय सूचना आयोग या राज्य सूचना आयोग” से।

पृष्ठ 19 पंक्ति 1 में, “16” के स्थान पर, “19” से।

पृष्ठ 19 पंक्ति 3 में, “(३)” के स्थान पर “(४)” से।

पृष्ठ 19 पंक्ति 5 में, “25” के स्थान पर, “28” से।

पृष्ठ 19 पंक्ति 9 से 10 का लोप करे।
126 पृष्ठ 19 पंक्ति 11 से पहले अंत-स्थापित करें—
“(i) धारा 4 की उपधारा (4) के अंतः प्रसारित की जाने वाली सामान्यियों के माध्यम की कीमत या वाइट कीमत लागि;”

127 पृष्ठ 19 पंक्ति 12 में, “(iii)” के स्थान पर “(ii)” रखें

128 पृष्ठ 19 पंक्ति 13 में, “(iv)” के स्थान पर “(iii)” रखें

129 पृष्ठ 19 हिन्दी पाठ में परिवर्तन की आवश्यकता नहीं।

130 पृष्ठ 19 पंक्ति 15 में, “26” के स्थान पर, “29” रखें

131 पृष्ठ 19 पंक्ति 24 के पश्चात् अंत-स्थापित करें—
“(2) इस अधिनियम के अंधेरी उच्च लक्ष्य संसार द्वारा बनाया गया प्रत्येक नियम अधिसूचित किये जाने के पश्चात् यथाश्री राज्य विधान-मंडल के समक्ष स्थान आएगा।”

132 पृष्ठ 19 पंक्ति 25 में, “27” के स्थान पर, “30” अंक रखें

133 पृष्ठ 19 पंक्ति 33 में, “28”. के स्थान पर, “31” रखें

134 पृष्ठ 20 पंक्ति 3 में, “सूचना आयुक्त/सूचना उपायुक्त” के स्थान पर, “मुख्य सूचना आयुक्त/सूचना आयुक्त/सूचना आयुक्त/सूचना आयुक्त” पहली अनुसूची

135 पृष्ठ 20 पंक्ति 5 में, “सूचना आयुक्त/सूचना उपायुक्त” के स्थान पर, “मुख्य सूचना आयुक्त/सूचना आयुक्त/सूचना आयुक्त/सूचना आयुक्त” पहली अनुसूची
To

The Secretary General
Lok Sabha
Parliament House
New Delhi.

Subject : Right to Information Bill, 2004

Sir,

I hereby give Notice of my intention to move the following Motions under Rule 388 of Rules of Procedure and Conduct of Business in the Lok Sabha:

“that this House do suspend clause (i) of Rule 80 of Rules of Procedure and Conduct of Business in the Lok Sabha insofar as it requires that an amendment shall be within the scope of the Bill and relevant to the subject matter of the clause to which it relates in its application to the Government amendments in clauses No.15, 16 & 17 for insertion of new clauses in the 'Right to Information Bill, 2004 and that these amendments may be allowed to be moved.”

Yours faithfully,

(SURESH PACHOURI)

May 9, 2005
Copy to :-

1. Ministry of Parliamentary Affairs (Shri D.R. Tiwari, Joint Secretary), New Delhi.

2. Legislative Department (Shri Z.S. Negi, Addl. Secretary), New Delhi.

3. Parliament Section, Department of Personnel & Training.
विषय : सूचना का अधिकार विधेयक, 2004

महोदय,

मैं, एतद्वारा लोक सभा में प्रक्रिया और कार्यालय का संचालन नियमों के नियम 388 के अन्तर्गत निम्नलिखित प्रस्ताव लाए जाने के अपने आशय का नोटिस देता हूँ :-

"कि यह सदन लोक सभा में प्रक्रिया और कार्यालय का संचालन नियमों के नियम 80 के अन्तर्गत इस अपेक्षा वाले खण्ड (i), कि कोई संशोधन विधेयक के दायरे में होगा और उस खण्ड की विषयवस्तु के अनुरूप होगा, को आयोगिता करता है जहाँ तक यह, "सूचना का अधिकार विधेयक, 2004 में नए खण्डों को अन्त:स्थापित करने के लिए खण्ड संख्या 15, 16 और 17 में सरकार के संशोधनों को लागू किए जाने, से संबंध है और यह कि इन संशोधनों को लाए जाने की अनुमति दी जाए।"

भवदीय,

(सुरेश पाचौरी)
To

The Secretary General
Lok Sabha
Parliament House
New Delhi.

Subject: Right to Information Bill, 2004

Sir,

The President, having been informed of the subject matter of the proposed amendments to the 'Right to Information Bill, 2004', has recommended, under Articles 117(1) and 117(3) of the Constitution, moving of the said amendments and consideration of the Bill in the Lok Sabha (copy enclosed).

Yours faithfully,

(SURESH PACHOURI)
सेवा में,

महासचिव,
लोक-सभा,
संसद भवन,
नई दिल्ली।

विषय: सूचना का अधिकार विधेयक, 2004

महोदय,

राष्ट्रपति ने, सूचना का अधिकार विधेयक, 2004 में प्रस्तावित संशोधन की विषय-वर्तमान से अवगत होकर, संविधान के अनुसार अंक 117(1) और 117(3) के अनुसार उक्त संशोधनों को प्रस्तुत करने और विधेयक को लोक सभा में विचार करने के लिए प्रस्तुत करने (प्रति संलग्न है) की संस्थापक वीडियो की है।

भवदीय,

(सुरेश पाचौरी)

102, North Block, New Delhi-110001 Phone : 23092475/3901 Fax : 23092716
SUBJECT: The Right to Information Bill, 2004, as introduced in Lok Sabha.

The Ministry of Personnel, Public Grievances and Pensions may please refer to the amendments to the Right to Information Bill, 2004, as introduced in Lok Sabha, given notice of by the Minister of State for Personnel, Public Grievances and Pensions and printed as List No. 1 (a copy of which is enclosed for ready reference) and confirm that the amendments have been correctly indicated.

2. An immediate reply is requested.

(S. CHATTERJEE)
UNDER SECRETARY
Tel. 23035241

Ministry of Personnel, Public Grievances and Pensions (Shri T. Jacob, Joint Secretary), North Block, New Delhi.

L.S.S.U.O. No. 1/6(2)/2005/L-I, dated 10.5.2005
LOK SABHA

RIGHT TO INFORMATION BILL, 2004
[As introduced in Lok Sabha]

Notice of Amendments

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of the Member and text of Amendments</th>
<th>Clause</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>SHRI SURESH PACHAURI:</td>
<td></td>
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<tr>
<td>1.</td>
<td>Page 1, For long title, substitute—</td>
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<td></td>
<td>&quot;A BILL</td>
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<td>to provide for setting out the practical regime of right to information for citizens to secure access to information under the control of public authorities, in order to promote transparency and accountability in the working of every public authority, the constitution of a Central Information Commission and State Information Commissions and for matters connected therewith or incidental thereto. WHEREAS the Constitution of India has established democratic Republic; AND WHEREAS democracy requires an informed citizenry and transparency of information which are vital to its functioning and also to contain corruption and to hold Governments and their instrumentalities accountable to the governed; AND WHEREAS revelation of information in actual practice is likely to conflict with other public interests including efficient operations of the Governments, optimum use of limited fiscal resources and the preservation of confidentiality of sensitive information; AND WHEREAS it is necessary to harmonise these conflicting interests while preserving the paramountcy of the democratic ideal; NOW, THEREFORE, it is expedient to provide for furnishing certain information to citizens who desire to have it;&quot;; Page 1, line 1, for &quot;Fifty-fifth&quot;, substitute &quot;Fifty-sixth&quot;</td>
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<td>Enacting formula</td>
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<td></td>
<td>Page 1, line 5, for &quot;2004&quot;, substitute &quot;2005&quot;</td>
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<tr>
<td></td>
<td>Page 1, for line 7, substitute &quot;(3) The provisions of sub-section (1) of section 4, sub-sections (1) and (2) of section 5, sections 12, 13, 14A, 14B, 21, 24 and 25 shall come into force at once, and the</td>
<td></td>
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List No. 1
<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of the Member and text of Amendments</th>
<th>Clause</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>remaining provisions of this Act shall come into force on the one hundred and twentieth day of its enactment.”;</td>
<td>2</td>
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<td>5.</td>
<td>Page 1, for lines 9-11, substitute—</td>
<td>2</td>
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<tr>
<td></td>
<td>(a) “appropriate Government” means in relation to a public authority—which is established, constituted, owned, controlled or substantially financed by funds provided directly or indirectly—</td>
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<td>(i) by the Central Government or the Union territory administration, the Central Government;</td>
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<td>(ii) by the State Government, the State Government;</td>
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<td></td>
<td>(b) &quot;Central Information Commission&quot; means the Central Information Commission constituted under sub-section (1) of section 12;</td>
<td>2</td>
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<td></td>
<td>(c) &quot;Central Public Information Officer&quot; means the Central Public Information Officer designated under sub-section (1) and includes a Central Assistant Public Information Officer designated as such under sub-section (2) of section 5;</td>
<td>2</td>
</tr>
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<td></td>
<td>(d) &quot;Chief Information Commissioner&quot; and &quot;Information Commissioner&quot; mean the Chief Information Commissioner and Information Commissioner appointed under sub-section (3) of section 12;</td>
<td>2</td>
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<td></td>
<td>(e) &quot;competent authority&quot; means—</td>
<td>2</td>
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<tr>
<td>6.</td>
<td>Page 1, for lines 13 and 14, substitute “Assembly of a State or a Union territory having such Assembly and the Chairman in the case of the Council of States or a Legislative Council of States”;</td>
<td>2</td>
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<td>7.</td>
<td>Page 2, for lines 2 to 5, substitute—</td>
<td>2</td>
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<td>(iii) the Chief Justice of the High Court in the case of a High Court;</td>
<td>2</td>
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<td>(iv) the President or the Governor, as the case may be, in the case of other authorities established or constituted by or under the Constitution”</td>
<td>2</td>
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<td>8.</td>
<td>Page 2, omit lines 7 to 10;</td>
<td>2</td>
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<tr>
<td>9.</td>
<td>Page 2, line 11 for &quot;(d)&quot;, substitute &quot;(f)&quot;</td>
<td>2</td>
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<td>10.</td>
<td>Page 2, omit lines 16 to 18</td>
<td>2</td>
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<td>11.</td>
<td>Page 2, line 19, for &quot;(f)&quot;, substitute &quot;(g)&quot;</td>
<td>2</td>
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<td>12.</td>
<td>Page 2, in line 20, for &quot;Government&quot;, substitute “appropriate Government”</td>
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<td>13.</td>
<td>Page 2, for lines 21 to 25, substitute—</td>
<td>2</td>
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<td></td>
<td>(h) “public authority” means any authority or body or institution of self government established or constituted,—</td>
<td>2</td>
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<td>(a) by or under the Constitution;</td>
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(b) by any other law made by Parliament;
(c) by any other law made by State Legislature;
(d) by notification issued or order made by the appropriate Government,
and includes any—
(i) body owned, controlled or substantially financed;
(ii) non-Government organisation substantially financed,
directly or indirectly by funds provided by the appropriate Government;

14. Page 2, omit lines 26 to 28;
15. Page 2, after line 43, insert—

(k) "State Information Commission" means the State Information Commission constituted under sub-section (1) of section 14A;
(l) "State Chief Information Commissioner" and "State Information Commissioner" mean the State Chief Information Commissioner and the State Information Commissioner appointed under sub-section (3) of section 14A;
(m) "State Public Information Officer" means the State Public Information Officer designated under sub-section (1) and includes an State Assistant Public Information Officer designated as such under sub-section (2) of section 5.

16. Page 2, in line 44,—
(i) for "(k)", substitute "(n)"
(ii) for "person making", substitute "citizen making"
17. Page 3, for line 10, substitute "(b) publish within one hundred and twenty days from the enactment of this Act,"
18. Page 3, line 35, for "particulars of concessions", substitute "particulars of recipients of concessions"
19. Page 3, lines 44 and 45, for "within such intervals in each year as may be prescribed", substitute "every year";
20. Page 4, omit lines 5 to 9
21. Page 4, line 12, for "communications", substitute "communications, including internet,"
22. Page 4, line 15, omit "and comprehensible"
23. Page 4, line 19, for "Public Information Officer", substitute "Central Public Information Officer or State Public Information Officer, as the case may be,"
24. Page 4, line 26, for "Public Information Officers", substitute "Central Public Information Officers or State Public Information Officers, as the case may be,"

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<td>14.</td>
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<td>25.</td>
<td>Page 4, line 31, for &quot;an Assistant Public Information Officer&quot;, substitute &quot;a Central Assistant Public Information Officer or a State Assistant Public Information Officer, as the case may be,&quot;</td>
</tr>
<tr>
<td>26.</td>
<td>Page 4, line 33, for &quot;it or to the Government&quot;, substitute &quot;the Central Public Information Officer or the State Public Information Officer or senior officer specified under sub-section (1) of section 16 or the Central Information Commission or the State Information Commission, as the case may be:&quot;</td>
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<tr>
<td>27.</td>
<td>Page 4, lines 34 to 35, for &quot;an Assistant Public Information Officer&quot;, substitute &quot;a Central Assistant Public Information Officer or a State Assistant Public Information Officer, as the case may be,&quot;</td>
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<tr>
<td>28.</td>
<td>Page 4, line 37, for &quot;Public Information Officer&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be,&quot;</td>
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<td>29.</td>
<td>Page 4, line 39, for &quot;Public Information Officer&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be,&quot;</td>
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<td>30.</td>
<td>Page 4, line 42, for &quot;Public Information Officer&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be,&quot;</td>
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<td>31.</td>
<td>Page 4, line 44, for &quot;Public Information Officer&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be,&quot;</td>
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<td>32.</td>
<td>Page 4, line 46, for &quot;English&quot;, substitute &quot;English or Hindi&quot;</td>
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<tr>
<td>33.</td>
<td>Page 4, line 49, for &quot;Public Information Officer&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be,&quot;</td>
</tr>
<tr>
<td>34.</td>
<td>Page 5, line 1, for &quot;Assistant Public Information Officers&quot;, substitute &quot;Central Assistant Public Information Officer or State Assistant Public Information Officer, as the case may be,&quot;</td>
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<td>35.</td>
<td>Page 5, lines 3 and 4, for &quot;Public Information Officer&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be,&quot;</td>
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<td>36.</td>
<td>Page 5, line 20, for &quot;Public Information Officer&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be,&quot;</td>
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<td>37.</td>
<td>Page 5, line 26, for &quot;Public Information Officer&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be,&quot;</td>
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<td>38.</td>
<td>Page 5, line 27, for &quot;Public Information Officer&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be,&quot;</td>
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<tr>
<td>39.</td>
<td>Page 5, line 30, for &quot;Public Information Officer&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be,&quot;</td>
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<tr>
<td>Sl. No.</td>
<td>Name of the Member and text of Amendments</td>
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<tr>
<td>40.</td>
<td>Page 5, lines 42 and 43, for &quot;Public authority&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be,&quot;</td>
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<tr>
<td>41.</td>
<td>Page 5, after lines 46, insert— &quot;Provided that the fee prescribed under sub-section (1) of section 6 and sub-sections (1) and (5) of section 7 shall be reasonable and no such fee shall be charged from the persons who are of below poverty line as may be determined by the appropriate Government.&quot;</td>
</tr>
<tr>
<td>42.</td>
<td>Page 6, line 1, for &quot;Public Information Officer&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be,&quot;</td>
</tr>
<tr>
<td>43.</td>
<td>Page 6, lines 3 and 4, for &quot;deemed to be rejected under sub-section (2), the Public Information Officer&quot;, substitute &quot;rejected under sub-section (1), the Central Public Information Officer or State Public Information Officer, as the case may be,&quot;</td>
</tr>
</tbody>
</table>
| 44.    | Page 6, for lines 12 to 48, substitute— "8. (1) Notwithstanding anything contained in this Act, there shall be no obligation to give any citizen,—

(a) information, disclosure of which would prejudicially affect the sovereignty and integrity of India, the security, strategic, scientific or economic interests of the State, relation with foreign State or lead to incitement of an offence;

(b) information which has been expressly forbidden to be published by any court of law or tribunal or the disclosure of which may constitute contempt of court;

(c) information, the disclosure of which would cause a breach of privilege of Parliament or the State Legislature;

(d) information including commercial confidence, trade secrets or intellectual property, the disclosure of which would harm the competitive position of a third party, unless the competent authority is satisfied that larger public interest warrants the disclosure of such information;

(e) information available to a person in his fiduciary relationship, unless the competent authority is satisfied that the larger public interest warrants the disclosure of such information;

(f) information received in confidence from foreign government;

(g) information, the disclosure of which would endanger the life or physical safety of any person or identify the source of information or assistance | 8      |
given in confidence for law enforcement or security purposes;

(h) information which would impede the process of investigation or apprehension or prosecution of offenders;

(i) cabinet papers including records of deliberations of the Council of Ministers, Secretaries and other officers:

Provided that the decisions of Council of Ministers, the reasons thereof, and the material on the basis of which the decisions were taken shall be made public after the decision has been taken, and the matter is complete, or over:

Provided further that those matters which come under the exemptions specified in this section shall not be disclosed;

(j) information which relates to personal information the disclosure of which has not relationship to any public activity or interest, or which would cause unwarranted invasion of the privacy of the individual unless the Central Public Information Officer or the State Public Information Officer or the appellate authority, as the case may be, is satisfied that the larger public interest justifies the disclosure of such information:

Provided that the information, which cannot be denied to the Parliament or a State Legislature shall not be denied to any person.

(2) Notwithstanding anything in the Official Secrets Act, 1923 nor any of the exemptions permissible in accordance with subsection (1), a public authority may allow access to information, if public interest in disclosure outweighs the harm to the protected interests.

(3) Subject to the provisions of clauses (a) and (i) of subsection (1), any information relating to any occurrence, event or matter which has taken place, occurred or happened twenty years before the date on which any request is made under section 6 shall be provided to any person making a request under that section:

Provided that where any question arises as to the date from which the said period of twenty years has to be computed, the decision of the Central Government shall be final, subject to the usual appeals provided for in this Act";

45. Page 7, omit lines 1 to 14;

46. Page 7, line 15, for "Public Information Officer", substitute "Central Public Information Officer or State Public Information Officer, as the case may be,"
<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of the Member and text of Amendments</th>
<th>Clause</th>
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<tbody>
<tr>
<td>47.</td>
<td>Page 7, lines 23 and 24, for &quot;Public Information Officer&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be,&quot;</td>
<td>10</td>
</tr>
<tr>
<td>48.</td>
<td>Page 7, line 30, for &quot;determined&quot;, substitute &quot;calculated&quot;</td>
<td>10</td>
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<tr>
<td>49.</td>
<td>Page 7, in lines 34 and 35, for &quot;appellate authority, time limit, process and any other forms&quot;, substitute &quot;senior officer specified under sub-section (1) of section 16 or the Central Information Commission or the State Information Commission, as the case may be, time limit, process and any other form of access.&quot;</td>
<td>10</td>
</tr>
<tr>
<td>50.</td>
<td>Page 7, line 36, for &quot;public authority&quot;, substitute &quot;Central Public Information Officer or the State Public Information Officer, as the case may be,&quot;</td>
<td>11</td>
</tr>
<tr>
<td>51.</td>
<td>Page 7, line 38, for &quot;Public Information Officer&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be,&quot;</td>
<td>11</td>
</tr>
<tr>
<td>52.</td>
<td>Page 7, line 40, for &quot;Public Authority&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be,&quot;</td>
<td>11</td>
</tr>
<tr>
<td>53.</td>
<td>Page 7, line 47, for &quot;Public Information Officer&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be,&quot;</td>
<td>11</td>
</tr>
<tr>
<td>54.</td>
<td>Page 8, line 1, for &quot;Public Information Officer&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be,&quot;</td>
<td>11</td>
</tr>
<tr>
<td>55.</td>
<td>Page 8, line 14, for &quot;Commission&quot;, substitute &quot;Central Information Commission&quot;</td>
<td>12</td>
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<tr>
<td>56.</td>
<td>Page 8, line 15, for &quot;Information Commissioner&quot;, substitute &quot;Chief Information Commissioner&quot;</td>
<td>12</td>
</tr>
<tr>
<td>57.</td>
<td>Page 8, line 16, for &quot;Deputy Information Commissioners&quot;, substitute &quot;Central Information Commissioners&quot;</td>
<td>12</td>
</tr>
<tr>
<td>58.</td>
<td>Page 8, line 18, for &quot;Information Commissioner and the Deputy Information Commissioners&quot;, substitute &quot;Chief Information Commissioner and Information Commissioners&quot;</td>
<td>12</td>
</tr>
<tr>
<td>59.</td>
<td>Page 8, for line 22, substitute &quot;(iii) a Union Cabinet Minister to be nominated by the Prime Minister&quot;</td>
<td>12</td>
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<tr>
<td>60.</td>
<td>Page 8, for lines 28 to 30, substitute &quot;Central Information Commission shall vest in the Chief Information Commissioner who shall be assisted by the Information Commissioners and may exercise all such powers and do all such acts and things which may be exercised or done by the Central Information Commission autonomously without being&quot;</td>
<td>12</td>
</tr>
<tr>
<td>61.</td>
<td>Page 8, for lines 32 to 35, substitute &quot;(5) The Chief Information Commissioner and Information Commissioners shall be persons of eminence in public life with wide knowledge and experience in law, science and technology, social service, management, journalism, mass media or administration and governance.&quot;</td>
<td>12</td>
</tr>
</tbody>
</table>
(6) The Chief Information Commissioner or an Information Commissioner shall not be

62. Page 8, line 39, for "Commission shall be at Delhi and the Commission", substitute "Central Information Commission shall be at Delhi and the Central Information Commission"

63. Page 8, omit lines 42 and 43

64. Page 8 line 44, for "Information Commissioner", substitute "Chief Information Commissioner";

65. Page 8 omit lines 46 and 47

66. Page 8 line 48, for "Provided further that no Information Commissioner", substitute "Provided that no Chief Information Commissioner"

67. Page 9 for lines 1 to 9, substitute "(2) Every Information Commissioner shall hold office for a term of five years from the date on which he enters upon his office or till he attains the age of sixty-five years, whichever is earlier, and shall not be eligible for reappointment as such Information Commissioner:

Provided that every Information Commissioner shall, on vacating his office under this sub-section be eligible for appointment as the Chief Information Commissioner in the manner specified in sub-section (3) of section 12:

Provided further that where the Information Commissioner is appointed as the Chief Information Commissioner, his term of office shall not be more than five years in aggregate as the Information Commissioner and the Chief Information Commissioner."

68. Page 9, line 10,—for "Information Commissioner or a Deputy Information Commissioner", substitute "Chief Information Commissioner or an Information Commissioner".

69. Page 9, line 14,—for "Information Commissioner or a Deputy Information Commissioner", substitute "Chief Information Commissioner or an Information Commissioner".

70. Page 9, line 16,—for "Information Commissioner or a Deputy Information Commissioner", substitute "Chief Information Commissioner or an Information Commissioner".

71. Page 9, omit lines 18 to 24;

72. Page 9, line 25, for "(6)", substitute "(5)"

73. Page 9, lines 27 to 30, substitute

"(a) the Chief Information Commissioner shall be the same as that of the Chief Election Commissioner;

(b) an Information Commissioner shall be the same as that of an Election Commissioner,"
<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of the Member and text of Amendments</th>
<th>Clause</th>
</tr>
</thead>
<tbody>
<tr>
<td>74.</td>
<td>Page 9, line 31, for &quot;Information Commissioner or a Deputy Information Commissioner&quot; substitute &quot;Chief Information Commissioner or an Information Commissioner&quot;</td>
<td>13</td>
</tr>
<tr>
<td>75.</td>
<td>Page 9, lines 34 and 35, for &quot;Information Commissioner or a Deputy Information Commissioner&quot; substitute &quot;Chief Information Commissioner or an Information Commissioner&quot;</td>
<td>13</td>
</tr>
<tr>
<td>76.</td>
<td>Page 9, lines 38 and 39, for &quot;Information Commissioner or a Deputy Information Commissioner&quot; substitute &quot;Chief Information Commissioner or an Information Commissioner&quot;</td>
<td>13</td>
</tr>
<tr>
<td>77.</td>
<td>Page 9, lines 42 and 43, for &quot;Information Commissioner or Deputy Information Commissioner&quot; substitute &quot;Chief Information Commissioner or an Information Commissioner&quot;</td>
<td>13</td>
</tr>
<tr>
<td>78.</td>
<td>Page 9, line 46, for &quot;Information Commissioner and the Deputy Information Commissioners&quot; substitute &quot;Chief Information Commissioner and the Information Commissioners&quot;</td>
<td>13</td>
</tr>
<tr>
<td>79.</td>
<td>Page 9, line 48, for &quot;(7)&quot;, substitute &quot;(6).&quot;</td>
<td>13</td>
</tr>
<tr>
<td>80.</td>
<td>Page 9, lines 48 and 49, for &quot;Information Commissioner and the Deputy Information Commissioners&quot;, substitute &quot;Chief Information Commissioner and the Information Commissioners&quot;</td>
<td>13</td>
</tr>
<tr>
<td>81.</td>
<td>Page 10, lines 4 and 5, for &quot;Information Commissioner or any Deputy Information Commissioner&quot; substitute &quot;Chief Information Commissioner or any Information Commissioner&quot;</td>
<td>14</td>
</tr>
<tr>
<td>82.</td>
<td>Page 10, lines 7 and 8, for &quot;Information Commissioner or any Deputy Information Commissioner&quot; substitute &quot;Chief Information Commissioner or any Information Commissioner&quot;</td>
<td>14</td>
</tr>
<tr>
<td>83.</td>
<td>Page 10, lines 11 and 12, for &quot;Information Commissioner or Deputy Information Commissioner&quot; substitute &quot;Chief Information Commissioner or Information Commissioner&quot;</td>
<td>14</td>
</tr>
<tr>
<td>84.</td>
<td>Page 10, lines 16 and 17, for &quot;Information Commissioner or any Deputy Information Commissioner&quot; substitute &quot;Chief Information Commissioner or any Information Commissioner&quot;</td>
<td>14</td>
</tr>
<tr>
<td>85.</td>
<td>Page 10, line 27, for &quot;Information Commissioner or a Deputy Information Commissioner&quot; substitute &quot;Chief Information Commissioner or a Information Commissioner&quot;</td>
<td>14</td>
</tr>
<tr>
<td>86.</td>
<td>Page 10, line 28, for &quot;Information Commissioner or any Deputy Information Commissioner&quot; substitute &quot;Chief Information Commissioner or any Information Commissioner&quot;</td>
<td>14</td>
</tr>
<tr>
<td>87.</td>
<td>Page 10, after line 33, insert— (New)</td>
<td>14A</td>
</tr>
</tbody>
</table>
CHAPTER IV

THE STATE INFORMATION COMMISSION

14A. (1) Every State Government shall, by notification in the Official Gazette, constitute a body to be known as the ........ (name of the State) Information Commission to exercise the powers conferred on, and to perform the functions assigned to, it under this Act.

(2) The State Information Commission shall consist of—

(a) the State Chief Information Commissioner, and

(b) such number of State Information Commissioners, not exceeding ten, as may be deemed necessary.

(3) The State Chief Information Commissioner and the State Information Commissioners shall be appointed by the Governor on the recommendation of a committee consisting of—

(i) the Chief Minister, who shall be the Chairperson of the committee;

(ii) the Leader of Opposition in the Legislative Assembly; and

(iii) a Cabinet Minister to be nominated by the Chief Minister.

Explanatory.—For the purposes of removal of doubts, it is hereby declared that where the Leader of Opposition in the Legislative Assembly has not been recognised as such, the Leader of the single largest group in opposition of the Government in the Legislative Assembly shall be deemed to be the Leader of the Opposition.

(4) The general superintendence, direction and management of the affairs of the State Information Commission shall vest in the State Chief Information Commissioner who shall be assisted by the State Information Commissioners and may exercise all such powers and do all such acts and things which may be exercised or done by the State Information Commission autonomously without being subjected to directions by any other authority under this Act.

(5) The State Chief Information Commissioner and the State Information Commissioners shall be persons of eminence in public life with wide knowledge and experience in law, science and technology, social service, management, journalism, mass media or administration and governance.

(6) The State Chief Information Commissioner or a State Information Commissioner shall not be a Member of Parliament or Member of the Legislature of any State or Union territory, as the case may be, or hold any other office of profit or connected with any political party or carrying on any business or pursuing any profession.
<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of the Member and text of Amendments</th>
<th>Clause</th>
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<tbody>
<tr>
<td></td>
<td>(7) The headquarters of the State Information Commission shall be at such place in the State as the State Government may, by notification in the Official Gazette, specify and the State Information Commission may, with the previous approval of the State Government, establish offices at other places in the State.</td>
<td></td>
</tr>
<tr>
<td>88.</td>
<td>Page 10, after line 33, insert—</td>
<td></td>
</tr>
</tbody>
</table>

**Term of office and conditions of service**

14B. (1) The State Chief Information Commissioner shall hold office for a term of five years from the date on which he enters upon his office and shall not be eligible for reappointment:

Provided that no State Chief Information Commissioner shall hold office as such after he has attained the age of sixty-five years.

(2) Every State Information Commissioner shall hold office for a term of five years from the date on which he enters upon his office or till he attains the age of sixty-five years, whichever is earlier, and shall not be eligible for reappointment as such State Information Commissioner:

Provided that every State Information Commissioner shall, on vacating his office under this sub-section, be eligible for appointment as the State Chief Information Commissioner in the manner specified in sub-section (2) of section 14A:

Provided further that where the State Information Commissioner is appointed as the State Chief Information Commissioner, his term of office shall not be more than five years in aggregate as the State Information Commissioner and the State Chief Information Commissioner.

(3) The State Chief Information Commissioner or a State Information Commissioner, shall before he enters upon his office make and subscribe before the Governor or some other person appointed by him in that behalf, an oath or affirmation according to the form set out for the purpose in the First Schedule.

(4) The State Chief Information Commissioner or a State Information Commissioner may, at any time, by writing under his hand addressed to the Governor, resign from his office:

Provided that the State Chief Information Commissioner or a State Information Commissioner may be removed in the manner specified under section 14C.

(5) The salaries and allowances payable to and other terms and conditions of service of—

(a) the State Chief Information Commissioner shall be the same as that of an Election Commissioner;

(b) the State Information Commissioner shall be the same as that of the Chief Secretary to the State Government.
Provided that if the State Chief Information Commissioner or a State Information Commissioner, at the time of his appointment is, in receipt of a pension (other than a disability or wound pension) in respect of any previous service under the Government of India or under the Government of a State, his salary in respect of the service as the State Chief Information Commissioner or a State Information Commissioner shall be reduced by the amount of that pension including any portion of pension which was commuted and pension equivalent of other forms of retirement benefits excluding pension equivalent of retirement gratuity:

Provided further that where the State Chief Information Commissioner or a State Information Commissioner if, at the time of his appointment is, in receipt of retirement benefits in respect of any previous service rendered in a Corporation established by or under any Central Act or State Act or a Government company owned or controlled by the Central Government or the State Government, his salary in respect of the service as the State Chief Information Commissioner or the State Information Commissioner shall be reduced by the amount of pension equivalent to the retirement benefits:

Provided also that the salaries, allowances and other conditions of service of the State Chief Information Commissioner and the State Information Commissioners shall not be varied to their disadvantage after their appointment.

(6) The State Government shall provide the State Chief Information Commissioner and the State Information Commissioners with such officers and employees as may be necessary for the efficient performance of their functions under this Act, and the salaries and allowances payable to and the terms and conditions of service of the officers and other employees appointed for the purpose of this Act shall be such as may be prescribed.

89. Page 10, after line 33, insert—

14C. (1) Subject to the provisions of sub-section (3), the State Chief Information Commissioner or any State Information Commissioner shall be removed from his office only by order of the Governor on the ground of proved misbehaviour or incapacity after the Supreme Court, on a reference made to it by the Governor, has on inquiry, reported that the State Chief Information Commissioner or any State Information Commissioner, as the case may be, ought on such ground be removed.

(2) The Governor may suspend from office, and if deem necessary prohibit also from attending the office during inquiry, the State Chief Information Commissioner or State Information Commissioner in respect of whom a reference has been made to the Supreme Court under sub-section (1) until the Governor has passed orders on receipt of the report of the Supreme Court on such reference.
(3) Notwithstanding anything contained in sub-section (1), the Governor may by order remove from office the State Chief Information Commissioner or any State Information Commissioner if the State Chief Information Commissioner or a State Information Commissioner, as the case may be,—

(a) is adjudged an insolvent; or

(b) has been convicted of an offence which, in the opinion of the Governor, involves moral turpitude; or

(c) engages during his term of office in any paid employment outside the duties of his office; or

(d) is, in the opinion of the Governor, unfit to continue in office by reason of infirmity of mind or body; or

(e) has acquired such financial or other interest as is likely to affect prejudicially his functions as the State Chief Information Commissioner or a State Information Commissioner.

(4) If the State Chief Information Commissioner or any State Information Commissioner in any way, concerned or interested in any contract or agreement made by or on behalf of the Government of the State or participates in any way in the profit thereof or in any benefit or emoluments arising therefrom otherwise than as a member and in common with the other members of an incorporated company, he shall, for the purposes of sub-section (1), be deemed to be guilty of misbehaviour.

CHAPTER V

POWERS AND FUNCTIONS OF THE INFORMATION COMMISSIONS, APPEAL AND PENALTIES

90. Page 10, line 34,—

for "Commission", substitute "Central Information Commission or State Information Commission, as the case may be,";

91. Page 10, line 36, for "Public Information Officer", substitute "Central Public Information Officer or State Public Information Officer, as the case may be,";

92. Page 10, line 38, for "Assistant Public Information Officer", substitute "Central Assistant Public Information Officer or State Assistant Public Information Officer, as the case may be,";

93. Page 10, for line 39, substitute, "for information or appeal under this Act for forwarding the same to the Central Public Information Officer or State Public Information Officer, or senior officer specified in sub-section (1) of section 16 or the Central Information Commission or the State Information Commission, as the case may be,";
<table>
<thead>
<tr>
<th>Sl. No.</th>
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<th>Clause</th>
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</thead>
<tbody>
<tr>
<td>94.</td>
<td>Page 11, line 1, for &quot;Commission&quot; substitute &quot;Central Information Commission or State Information Commission, as the case may be,&quot;;</td>
<td>15</td>
</tr>
<tr>
<td>95.</td>
<td>Page 11, line 3, for &quot;Commission&quot; substitute &quot;Central Information Commission or State Information Commission, as the case may be,&quot;;</td>
<td>15</td>
</tr>
<tr>
<td>96.</td>
<td>Page 11, line 13, for &quot;Act of Parliament&quot;, substitute &quot;Act of Parliament or State Legislature, as the case may be,&quot;;</td>
<td>15</td>
</tr>
<tr>
<td>97.</td>
<td>Page 11, line 14, for &quot;Commission&quot;, substitute &quot;Central Information Commission or the State Information Commission, as the case may be,&quot;;</td>
<td>15</td>
</tr>
<tr>
<td>98.</td>
<td>Page 11, line 19, for &quot;Public Information Officer&quot; substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be,&quot;;</td>
<td>16</td>
</tr>
<tr>
<td>99.</td>
<td>Page 11, lines 20 and 21, for &quot;Public Information Officer&quot; substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be,&quot;;</td>
<td>16</td>
</tr>
<tr>
<td>100.</td>
<td>Page 11, for lines 25—33, substitute &quot;(2) Where an appeal is preferred against an order made by a Central Public Information Officer or a State Public Information Officer, as the case may be, under section 11 to disclose third party information, the appeal by the concerned third party shall be made within thirty days from the date of the order. (3) A second appeal against the decision under sub-section (1) shall lie within ninety days from the date on which the decision should have been made or was actually received, with the Central Information Commission or the State Information Commission: Provided that the Central Information Commission or the State Information Commission, as the case may be, may admit the appeal after the expiry of the period of ninety days if it is satisfied that the appellant was prevented by sufficient cause from filing the appeal in time.&quot;;&quot;</td>
<td>16</td>
</tr>
<tr>
<td>101.</td>
<td>Page 11, line 34, for &quot;Public Information Officer&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be,&quot;;</td>
<td>16</td>
</tr>
<tr>
<td>102.</td>
<td>Page 11, line 35, for &quot;Commission&quot;, substitute &quot;Central Information Commission or State Information Commission, as the case may be,&quot;;</td>
<td>16</td>
</tr>
<tr>
<td>103.</td>
<td>Page 11, line 38, for &quot;public authority which&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be, who&quot;;</td>
<td>16</td>
</tr>
<tr>
<td>104.</td>
<td>Page 11, line 43, for &quot;Commission&quot;, substitute &quot;Central Information Commission or State Information Commission, as the case may be,&quot;;</td>
<td>16</td>
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<tr>
<td>Sl. No.</td>
<td>Name of the Member and text of Amendments</td>
<td>Clause</td>
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<tr>
<td>105.</td>
<td>Page 11, line 44.- for “Commission”, substitute “Central Information Commission or State Information Commission, as the case may be.”</td>
<td>16</td>
</tr>
<tr>
<td>106.</td>
<td>Page 12, line 1, for “Public Information Officer”, substitute “Central Public Information Officer or State Public Information Officer, as the case may be.”</td>
<td>16</td>
</tr>
<tr>
<td>107.</td>
<td>Page 12, line 13.- for “Commission” substitute “Central Information Commission or State Information Commission, as the case may be.”</td>
<td>16</td>
</tr>
<tr>
<td>108.</td>
<td>Page 12, line 15.- for “Commission” substitute “Central Information Commission or State Information Commission, as the case may be.”</td>
<td>16</td>
</tr>
<tr>
<td>109.</td>
<td>Page 12, omit lines 17-18;</td>
<td>16</td>
</tr>
<tr>
<td>110.</td>
<td>Page 12, for lines 19 to 27, substitute—</td>
<td>17</td>
</tr>
</tbody>
</table>

"17. (1) Where the Central Information Commission or the State Information Commission, as the case may be, at the time of deciding any complaint or appeal is of the opinion that the Central Public Information Officer or the State Public Information Officer, as the case may be, has, without any reasonable cause, refused to receive an application for information or has not furnished information within the time specified under sub-section (1) of section 7 or malafide denied the request for information or knowingly given incorrect, incomplete or misleading information or destroyed information which was the subject of the request or obstructed in any manner in furnishing the information, it shall impose a penalty of two hundred and fifty rupees each day till application is received or information is furnished, so however, the total amount of such penalty shall not exceed twenty-five thousand rupees;

Provided that the Central Public Information Officer or the State Public Information Officer, as the case may be, shall be given a reasonable opportunity of being heard before any penalty is imposed on him:

Provided further that the burden of proving that he acted reasonably and diligently shall be on the Central Public Information Officer or the State Public Information Officer, as the case may be.

(2) Where the Central Information Commission or the State Information Commission, as the case may be, at the time of deciding any complaint or appeal is of the opinion that the Central Public Information Officer or the State Public Information Officer, as the case may be, has, without any reasonable cause and persistently, failed to receive an application for information or has not furnished information within the time specified under sub-section (1) of section 7 or malafide denied the request for information or knowingly given incorrect, incomplete or misleading information or destroyed information which was the subject of the request or
<table>
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<tr>
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<tbody>
<tr>
<td>111.</td>
<td>Page 12, Line 42, for &quot;corruption&quot; Substitute &quot;corruption and human rights violations&quot;</td>
<td>21</td>
</tr>
<tr>
<td>112.</td>
<td>Page 12, after line 43, insert— &quot;Provided further that in the case of information sought for is in respect of allegations of violation of human rights, the information shall only be provided after the approval of the Central Information Commission, and notwithstanding anything contained in Section 7, such information shall be provided within forty-five days from the date of the receipt of request&quot;;</td>
<td>21</td>
</tr>
<tr>
<td>113.</td>
<td>Page 13, After line 4, insert— &quot;(3) Nothing contained in this Act shall apply to such intelligence and security organisation, being organisations established by the State Government, as that Government may, from time to time, by notification in the Official Gazette, specify: Provided that the information pertaining to the allegations of corruption shall not be excluded under this sub-section: Provided further that in the case of information sought for is in respect of allegations of violation of human rights, the information shall only be provided after the approval of the State Information Commission and, notwithstanding anything contained in Section 7, such information shall be provided within forty-five days from the date of the receipt of request. (5) Every notification issued under sub-section (4) shall be laid before the State Legislature&quot;;</td>
<td>21</td>
</tr>
<tr>
<td>114.</td>
<td>Page 13, Line 5, — for &quot;Commission&quot;, substitute &quot;Central Information Commission or State Information Commission, as the case may be,&quot;;</td>
<td>22</td>
</tr>
<tr>
<td>115.</td>
<td>Page 13, in line 7 for &quot;Central Government&quot;, substitute &quot;appropriate Government&quot;;</td>
<td>22</td>
</tr>
<tr>
<td>116.</td>
<td>Page 13, line 9, for &quot;Commission&quot; substitute &quot;Central Information Commission or State Information Commission, as the case may be,&quot;;</td>
<td>22</td>
</tr>
<tr>
<td>117.</td>
<td>Page 13, line 17, for &quot;Commission&quot; substitute &quot;Central Information Commission or State Information Commission, as the case may be,&quot;;</td>
<td>22</td>
</tr>
<tr>
<td>118.</td>
<td>Page 13, line 28, for &quot;the Central Government&quot;, substitute &quot;the Central Government or the State Government, as the case may be,&quot;;</td>
<td>22</td>
</tr>
<tr>
<td>119.</td>
<td>Page 13, for lines 29-30, substitute &quot;cause a copy of the report of the Central Information Commission or the State Information Commission, as the case may be, before each House of</td>
<td>22</td>
</tr>
<tr>
<td>Sl. No.</td>
<td>Name of the Member and text of Amendments</td>
<td>Clause</td>
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</tr>
<tr>
<td>120.</td>
<td>Parliament or, as the case may be, before each House of the State Legislature, where there are two Houses, and where there is one House of the State Legislature before that House.</td>
<td>22</td>
</tr>
<tr>
<td>121.</td>
<td>Page 13, line 31, for &quot;Commission&quot;, substitute &quot;Central Information Commission or State Information Commission, as the case may be,&quot;;</td>
<td>23</td>
</tr>
<tr>
<td>122.</td>
<td>Page 13, line 45, for &quot;Information Officers&quot;, substitute &quot;Central Public Information Officers or State Public Information Officers, as the case may be;&quot;;</td>
<td>23</td>
</tr>
<tr>
<td>123.</td>
<td>Page 13, line 47, for &quot;Government&quot;, substitute &quot;appropriate Government&quot;;</td>
<td>23</td>
</tr>
<tr>
<td>124.</td>
<td>Page 14, line 3, for &quot;Government&quot;, substitute &quot;appropriate Government&quot;;</td>
<td>23</td>
</tr>
<tr>
<td>125.</td>
<td>Page 14, line 8, for &quot;Public Information Officer&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be;&quot;;</td>
<td>23</td>
</tr>
<tr>
<td>126.</td>
<td>Page 14, line 11, for &quot;Public authority&quot;, substitute &quot;Central Public Information Officer or the State Public Information Officer, as the case may be;&quot;;</td>
<td>23</td>
</tr>
<tr>
<td>127.</td>
<td>Page 14, line 12, for &quot;Public Information Officers&quot;, substitute &quot;Central Public Information Officer or State Public Information Officer, as the case may be;&quot;;</td>
<td>23</td>
</tr>
<tr>
<td>128.</td>
<td>Page 14, line 14, for &quot;Commission&quot;, substitute &quot;Central Information Commission or State Information Commission, as the case may be;&quot;;</td>
<td>23</td>
</tr>
<tr>
<td>129.</td>
<td>Page 14, line 24, for &quot;Government&quot;, substitute &quot;appropriate Government&quot;;</td>
<td>23</td>
</tr>
<tr>
<td>130.</td>
<td>Page 14, line 26, for &quot;Central Government&quot;, substitute &quot;appropriate Government&quot;;</td>
<td>24</td>
</tr>
<tr>
<td>131.</td>
<td>Page 14, Omit Lines 30-31;</td>
<td>24</td>
</tr>
<tr>
<td>132.</td>
<td>Page 14, line 32, for &quot;(b)&quot;, substitute &quot;(a)&quot;;</td>
<td>24</td>
</tr>
<tr>
<td>133.</td>
<td>Page 14, line 34, for &quot;(c)&quot;, substitute &quot;(b)&quot;;</td>
<td>24</td>
</tr>
<tr>
<td>134.</td>
<td>Page 14, line 35, for &quot;(d)&quot; substitute &quot;(c)&quot;;</td>
<td>24</td>
</tr>
<tr>
<td>135.</td>
<td>Page 14, line 36, for &quot;(e)&quot;, substitute &quot;(d)&quot;;</td>
<td>24</td>
</tr>
<tr>
<td>136.</td>
<td>Page 14, line 37, after &quot;13&quot;, insert &quot;and sub-section (6) of section 143&quot;;</td>
<td>24</td>
</tr>
<tr>
<td>137.</td>
<td>Page 14, line 38, for &quot;(f)&quot;, substitute &quot;(e)&quot;;</td>
<td>24</td>
</tr>
<tr>
<td></td>
<td>(ii) for &quot;Commission&quot;, substitute &quot;Central Information Commission or State Information Commission, as the case may be,&quot;;</td>
<td>24</td>
</tr>
</tbody>
</table>
Name of the Member and text of Amendments | Clause
--- | ----
138. Page 14, line 40, for "(g)", substitute "(f)"; | 24
139. Page 14, omit lines 45-46; | 25
140. Page 14, line 47, for "(ii)", substitute "(i)"; | 25
141. Page 14, line 49, for "(iii)", substitute "(ii)"; | 25
142. Page 15, line 1, for "(iv)", substitute "(iii)"; | 25
143. Page 15, line 2, for "(v)", substitute "(iv)"; | 25
144. Page 15, after line 11, insert-

"(2) Every rule made under this Act by a State Government shall be laid, as soon as may be after it is notified, before the State Legislature.";

145. Page 16, lines 3 and 4, for "Information Commissioner or the Deputy Information Commissioner", substitute "Chief Information Commissioner, the Information Commissioner, the State Chief Information Commissioner or the State Information Commissioner";

146. Page 16, lines 5 and 6, for "Information Commissioner/Deputy Information Commissioner", substitute "Chief Information Commissioner/Information Commissioner/State Chief Information Commissioner/State Information Commissioner";

G. C. MALHOTRA,
Secretary-General.

NEW DELHI;
May 9, 2005
Vaisakha 19, 1927 (Saka)
LOK SABHA

LIST OF BUSINESS
Tuesday, May 10, 2005/Vaisakha 20, 1927 (Saka)
11 A.M.

QUESTIONS
1. QUESTIONS entered in separate list to be asked and answers given.

2. CONSIDERATION of any item of Government Business entered in the List of Business for Monday, the 9th May, 2005 and not concluded on that day.

LEGISLATIVE BUSINESS

Bill for consideration and passing

3. SHRI SURESH PACHOURI to move that the Bill to provide for setting out the practical regime of right to information for people to secure access to information under the control of public authorities, in order to promote transparency and accountability in the working of every public authority, the constitution of a Central Information Commission and for matters connected therewith or incidental thereto, be taken into consideration.

ALSO to move that the Bill be passed.

NEW DELHI;
May 6, 2005
Vaisakha 16, 1927 (Saka)

G. C. MALHOTRA,
Secretary-General.

LOK SABHA

REVISED LIST OF BUSINESS
Tuesday, May 10, 2005/Vaisakha 20, 1927 (Saka)
11 A.M.

QUESTIONS

1. QUESTIONS entered in separate list to be asked and answers given.

PAPERS TO BE LAID ON THE TABLE

2. SHRI MANI SHANKAR AIYAR to lay on the Table a copy of the Report (Hindi and English versions) of the Comptroller and Auditor General of India—Union Government (Commercial) (No. 6 of 2005)—Public Sector Undertakings—Petroleum Sector, for the year ended the March, 2004, under article 151(1) of the constitution.

3. SHRI MOHD. ALI ASHRAF FATMI to lay on the Table—


   (ii) A copy of the Annual Accounts (Hindi and English versions) of the Indian Institute of Science, Bangalore, for the year 2003-2004, together with Audit Report thereon.

   (iii) Statement regarding Review (Hindi and English versions) by the Government of the working of the Indian Institute of Science, Bangalore, for the year 2003-2004.

   (2) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (1) above.

   (3) (i) A copy of the Annual Report (Hindi and English versions) of the Indian Institute of Technology, Roorkee, for the year 2003-2004, along with Audited Accounts.


   (4) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (3) above.


   (ii) Statement regarding Review (Hindi and English versions) by the Government of the working of the National Council for Educational Research and Training, New Delhi, for the year 2003-2004.
LOK SABHĀ

REVISED LIST OF BUSINESS
Tuesday, May 10, 2005/Vaisakha 20, 1927 (Saka)
11 A.M.

QUESTIONS

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(6) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (5) above.

(7) (i) A copy of the Annual Report (Hindi and English versions) of the Navodaya Vidyalaya Samiti, New Delhi, for the year 2000-2001.

(ii) A copy of the Annual Accounts (Hindi and English versions) of the Navodaya Vidyalaya Samiti, New Delhi, for the year 2000-2001, together with Audit Report thereon.

(iii) Statement regarding Review (Hindi and English versions) by the Government of the working of the Navodaya Vaidyalaya Samiti, New Delhi, for the year 2000-2001.

(8) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (7) above.

(9) (i) A copy of the Annual Report (Hindi and English versions) of the Navodaya Vidyalaya Samiti, New Delhi, for the year 2001-2002.

(ii) A copy of the Annual Accounts (Hindi and English versions) of the Navodaya Vidyalaya Samiti, New Delhi, for the year 2001-2002, together with Audit Report thereon.

(iii) Statement regarding Review (Hindi and English versions) by the Government of the working of the Navodaya Vaidyalaya Samiti, New Delhi, for the year 2001-2002.

(10) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (9) above.

(11) (i) A copy of the Annual Report (Hindi and English versions) of the Central Tibetan Schools Administration, Delhi, for the year 2003-2004, along with Audited Accounts.

(ii) Statement regarding Review (Hindi and English versions) by the Government of the working of the Central Tibetan Schools Administration, Delhi, for the year 2003-2004.

(12) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (11) above.

(13) A copy of the Annual Accounts (Hindi and English versions) of the Visva-Bharati, Shantiniketan, for the year 2002-2003, together with Audit Report thereon.

(14) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (13) above.

(15) A copy of the Annual Accounts (Hindi and English versions) of the University Grants Commission, New Delhi, for the year 2001-2002, together with Audit Report thereon.

(16) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (15) above.

(17) A copy of the Annual Accounts (Hindi and English versions) of the University Grants Commission, New Delhi, for the year 2002-2003, together with Audit Report thereon.

(18) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (17) above.


(20) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (19) above.


(ii) A copy of the Review (Hindi and English versions) by the Government of the working of the Indira Gandhi National Open University, New Delhi, for the year 2003-2004.

(22) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (21) above.

(23) (i) A copy of the Annual Report (Hindi and English versions) of the Jawaharlal Nehru University, New Delhi, for the year 2003-2004.

(ii) A copy of the Review (Hindi and English versions) by the Government of the working of the Jawaharlal Nehru University, New Delhi, for the year 2003-2004.

(24) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (23) above.

(25) (i) A copy of the Annual Report (Hindi and English versions) of the North-Eastern Hill University, Shillong, for the year 2003-2004.

(ii) A copy of the Review (Hindi and English versions) by the Government of the working of the North-Eastern Hill University, Shillong, for the year 2003-2004.

(26) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (25) above.


(iii) Statement regarding Review (Hindi and English versions) by the Government of the working of the Indian Institute of Technology (Madras), Chennai, for the year 2003-2004.

(28) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (27) above.

(29) A copy each of the following Notifications (Hindi and English versions) under sub-section (2) of section 40 of the Indira Gandhi National Open University Act, 1985:
(i) Notification No. IG/Admin(G)/Registrar/2003/1706 published in Gazette of India dated the 16th July, 2004 containing amendments to the statutes 5(6) (i) and (iii), sub-clauses (b), (c) and (d), 9 (vii) and 10(1) (iv) regarding the position of Registrar.

(ii) Notification No. IG/Admin(G)/Ord/14/2000/1710 published in Gazette of India dated the 16th July, 2004 containing amendments/additions in Clause 1(3) to Ordinance No. 14 on Admission, Eligibility, Duration and Structure of various Degrees, Diplomas and Certificate Programme and Courses.

(iii) Notification No. IG/Admin(G)/Registrar/2003/1765 published in Gazette of India dated the 16th July, 2004 containing amendments to the Regulations for the meetings of Academic Council and Planning Board of the University.

(iv) Notification No. IG/Admin(G)/Ord. 2/2000/1804 published in Gazette of India dated the 9th September, 2004 containing amendments/additions to Ordinance No. 2 on Regulating Leave to employees (Including Teachers and Academic Staff).

(v) Notification No. IG/Admin(G)/Ord. 5/2003/1802 published in Gazette of India dated the 9th September, 2004 containing amendments to Ordinance No. 5 on Recognition of Examinations/Degrees.

(30) Three statements (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (29) above.

(31) (i) A copy of the Annual Report (Hindi and English versions) of the National Bal Bhavan, New Delhi, for the year 2002-2003.

(ii) A copy of the Annual Accounts (Hindi and English versions) of the National Bal Bhavan, New Delhi, for the year 2002-2003, together with Audit Report thereon.

(iii) Statement regarding Review (Hindi and English versions) by the Government of the working of the National Bal Bhavan, New Delhi, for the year 2002-2003.

(32) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (31) above.

(33) (i) A copy of the Annual Report (Hindi and English versions) of the National Bal Bhavan, New Delhi, for the year 2003-2004.

(ii) A copy of the Annual Accounts (Hindi and English versions) of the National Bal Bhavan, New Delhi, for the year 2003-2004, together with Audit Report thereon.

(iii) Statement regarding Review (Hindi and English versions) by the Government of the working of the National Bal Bhavan, New Delhi, for the year 2003-2004.

(34) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (33) above.

(35) (i) A copy of the Annual Report (Hindi and English versions) of the Board of Practical Training (Eastern Region), Kolkata, for the year 2003-2004, along with Audited Accounts.
(ii) A copy of the Review (Hindi and English versions) by the Government of the working of the Board of Practical Training (Eastern Region), Kolkata, for the year 2003-2004.

(36) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (35) above.

(37) (i) A copy of the Annual Report (Hindi and English versions) of the Mahatma Gandhi Antarrashtriya Hindi Vishwavidyalaya, Wardha, for the year 1997-1998, along with Audited Accounts.


(38) (i) A copy of the Annual Report (Hindi and English versions) of the Mahatma Gandhi Antarrashtriya Hindi Vishwavidyalaya, Wardha, for the year 1998-1999, along with Audited Accounts.


(39) (i) A copy of the Annual Report (Hindi and English versions) of the Mahatma Gandhi Antarrashtriya Hindi Vishwavidyalaya, Wardha, for the year 1999-2000, along with Audited Accounts.


(40) (i) A copy of the Annual Report (Hindi and English versions) of the Mahatma Gandhi Antarrashtriya Hindi Vishwavidyalaya, Wardha, for the year 2000-2001, along with Audited Accounts.


(41) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at item Nos. (37 to 40) above.

(42) (i) A copy of the Annual Report (Hindi and English versions) of the Board of Apprenticeship Training (Southern Region), Chennai, for the year 2003-2004, along with Audited Accounts.

(ii) A copy of the Review (Hindi and English versions) by the Government of the working of the Board of Apprenticeship Training (Southern Region), Chennai, for the year 2003-2004.

(43) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (42) above.

(44) (i) A copy of the Annual Report (Hindi and English versions) of the University Grants Commission, New Delhi, for the year 2003-2004.

(ii) A copy of the Review (Hindi and English versions) by the Government of the working of the University Grants Commission, New Delhi, for the year 2003-2004.
(45) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (44) above.

(46) (i) A copy of the Annual Report (Hindi and English versions) of the Mahila Samakhya, Uttar Pradesh, Lucknow, for the year 2003-2004, along with Audited Accounts.

(ii) A copy of the Review (Hindi and English versions) by the Government of the working of the Mahila Samakhya, Uttar Pradesh, Lucknow, for the year 2003-2004.

(47) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (46) above.

(48) (i) A copy of the Annual Report (Hindi and English versions) of the Mahila Samakhya, Uttar Pradesh, Lucknow, for the year 2003-2004, along with Audited Accounts.

(ii) A copy of the Review (Hindi and English versions) by the Government of the working of the Mahila Samakhya, Uttar Pradesh, Lucknow, for the year 2003-2004.

(49) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (48) above.

(50) (i) A copy of the Annual Report (Hindi and English versions) of the Nagaland University, Kohima, for the year 2002-2003.

(ii) A copy of the Review (Hindi and English versions) by the Government of the working of the Nagaland University, Kohima, for the year 2002-2003.

(51) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (50) above.

(52) (i) A copy of the Annual Report (Hindi and English versions) of the National Institute of Technology, Rourkela, for the year 2003-2004, along with Audited Accounts.

(ii) Statement regarding Review (Hindi and English versions) by the Government of the working of the National Institute of Technology, Rourkela, for the year 2003-2004.

(53) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (52) above.

(54) (i) A copy of the Annual Report (Hindi and English versions) of the State Mission Authority, Sikkim, for the year 2002-2003, along with Audited Accounts.

(ii) Statement regarding Review (Hindi and English versions) by the Government of the working of the State Mission Authority, Sikkim, for the year 2002-2003.

(55) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (54) above.

(56) (i) A copy of the Annual Report (Hindi and English versions) of the Board of Apprenticeship Training (Western Region), Mumbai, for the year 2003-2004, along with Audited Accounts.
(ii) A copy of the Review (Hindi and English versions) by the Government of the working of the Board of Apprenticeship Training (Western Region), Mumbai, for the year 2003-2004.

(57) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (56) above.

(58) (i) A copy of the Annual Report (Hindi and English versions) of the Board of Apprenticeship Training (Northern Region), Kanpur, for the year 2003-2004, along with Audited Accounts.

(ii) A copy of the Review (Hindi and English versions) by the Government of the working of the Board of Apprenticeship Training (Northern Region), Kanpur, for the year 2003-2004.

(59) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (58) above.

(60) (i) A copy of the Annual Report (Hindi and English versions) of the Primary Education Development Society of Kerala (Sarva Shiksha Abhiyan Programme) for the years 2001-2002 and 2002-2003 along with Audited Accounts.

(ii) A copy of the Review (Hindi and English versions) by the Government of the working of the Primary Education Development Society of Kerala (Sarva Shiksha Abhiyan Programme) for the years 2001-2002 and 2002-2003.

(61) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (60) above.

(62) (i) A copy of the Annual Report (Hindi and English versions) of the Sarva Shiksha Abhiyan Authority Punjab, Chandigarh, for the years 2001-2002 and 2002-2003 along with Audited Accounts.

(ii) Statement regarding Review (Hindi and English versions) by the Government of the working of the Sarva Shiksha Abhiyan Authority Punjab, Chandigarh, for the years 2001-2002 and 2002-2003.

(63) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (62) above.

4. SHRI E.V.K.S. ELANGOVAN to lay on the Table—

(1) (i) A copy of the Annual Report (Hindi and English versions) of the Footwear Design and Development Institute, Noida, for the year 2003-2004, along with Audited Accounts.

(ii) A copy of the Review (Hindi and English versions) by the Government of the working of the Footwear Design and Development Institute, Noida, for the year 2003-2004.

(2) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (1) above.

MESSAGE FROM RAJYA SABHA

5. SECRETARY-GENERAL to report a message from Rajya Sabha regarding the Credit Information Companies (Regulation) Bill, 2005.
REPORT OF STANDING COMMITTEE ON DEFENCE

6. SHRI BALASAHEB VIKHE PATIL
   SHRI S.D. MANDLIK to present the Fifth Report (Hindi and English versions) of the Standing Committee on Defence on 'The Cantonments Bill, 2003'.

STATEMENTS BY MINISTERS

7. SHRI SUNIL DUTT to make a statement regarding the status of implementation of the recommendations contained in the 152nd and 157th Reports of the Standing Committee on Human Resource Development pertaining to Ministry of Youth Affairs & Sports.

8. KUMARI SELJA to make a statement regarding the status of implementation of the recommendations of the Standing Committee on Urban Development as contained in the First and Fourth Report on Demands for Grants (2004-05) of the Ministry of Urban Employment and Poverty Alleviation.

CALLING ATTENTION

9. SHRI MADHUSUDAN MISTRY to call the attention of the Minister of Environment & Forests to the situation arising out of non-implementation of instructions and guidelines by the State Governments, issued by the Environment and Forest Department for regularizing the forest land being cultivated by the farmers prior to 1980 and steps taken by the Government in regard thereto.

LEGISLATIVE BUSINESS

Bill to be introduced

10. SHRI K. NATWAR SINGH to move for leave to introduce a Bill to prohibit unlawful activities, in relation to weapons of mass destruction and their delivery systems and for matters connected therewith or incidental thereto.

ALSO to introduce the Bill.

11. MATTERS UNDER RULE 377.

LEGISLATIVE BUSINESS

Bills for consideration and passing

12. SHRI SUresh PACHOURI to move that the Bill to provide for setting out the practical regime of right to information for people to secure access to information under the control of public authorities, in order to promote transparency and accountability in the working of every public authority, the constitution of a Central Information Commission and for matters connected therewith or incidental thereto, be taken into consideration.

(Amendments printed on separate lists to be moved)

ALSO to move that the Bill be passed.
13. SHRI KAMAL NATH to move that the Bill to provide for the establishment, development and management of the Special Economic Zones for the promotion of exports and for matters connected therewith or incidental thereto, be taken into consideration.

ALSO to move that the Bill be passed.

DISCUSSION UNDER RULE 193

14. FURTHER DISCUSSION regarding increasing population in the country raised by Shri Prabodh Panda on the 6th May, 2005.

G. C. MALHOTRA,
Secretary-General.

NEW DELHI;
May, 9, 2005

Vaisakha 19, 1927 (Saka)

LOK SABHA

RIGHT TO INFORMATION BILL, 2004

[As introduced in Lok Sabha]

Notice of Motions under Rule 388

<table>
<thead>
<tr>
<th>S. No.</th>
<th>Name of Member and text of Motion</th>
<th>Clause No.</th>
</tr>
</thead>
<tbody>
<tr>
<td>147.</td>
<td>&quot;That this House do suspend clause(i) of Rule 80 of Rules of Procedure and Conduct and Business in the Lok Sabha in so far as it requires that an amendment shall be within the scope of the Bill and relevant to the subject matter of the clause to which it relates, in its application to the Government amendment No. 87* to the Right to Information Bill, 2004 and that this amendment may be allowed to be moved.&quot;</td>
<td>14A (New)</td>
</tr>
<tr>
<td>148.</td>
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<td>14B (New)</td>
</tr>
<tr>
<td>149.</td>
<td>&quot;That this House do suspend clause(i) of Rule 80 of Rules of Procedure and Conduct and Business in the Lok Sabha in so far as it requires that an amendment shall be within the scope of the Bill and relevant to the subject matter of the clause to which it relates, in its application to the Government amendment No. 89* to the Right to Information Bill, 2004 and that this amendment may be allowed to be moved.&quot;</td>
<td>14C (New)</td>
</tr>
</tbody>
</table>

NEW DELHI;
May 9, 2005
Vaisakha 19, 1927 (Saka)

G. C. MALHOTRA,
Secretary-General.

LOK SABHA

REVISED LIST OF BUSINESS
Wednesday, May 11, 2005/Vaisakha 21, 1927 (Saka)
11 A.M.

QUESTIONS

1. QUESTIONS entered in separate list to be asked and answers given.

PAPERS TO BE LAID ON THE TABLE

2. SHRI T.R. BAALU to lay on the Table—

(1) A copy each of the following papers (Hindi and English versions) under sub-section (1) of section 619A of the Companies Act, 1956:—

(a) (i) Review by the Government of the working of the Hooghly Dock and Port Engineers Limited, Kolkata, for the year 2003-2004.


(b) (i) Review by the Government of the working of the Central Inland Water Transport Corporation Limited, Kolkata, for the year 2003-2004.


(2) Two statements (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (1) above.

(3) A copy of each of the following Annual Accounts (Hindi and English versions) under sub-section (2) of section 103 Major Port Trusts Act, 1963:—

(a) (i) Annual Accounts of the Paradip Port Trust, Paradip, for the year 2003-2004, together with Audit Report thereon.

(ii) Review by the Government on the Audited Accounts of the Paradip Port Trust, Paradip, for the year 2003-2004.

(b) (i) Annual Accounts of the Tariff Authority for Major Ports, Mumbai, for the year 2003-2004, together with Audit Report thereon.

(4) Two statements (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (3) above.

(5) (i) A copy of the Annual Administration Report (Hindi and English versions) of the Kolkata Port Trust, Kolkata, for the year 2003-2004, along with Audited Accounts.

(ii) A copy of the Review (Hindi and English versions) on the working of the Kolkata Port Trust, Kolkata, for the year 2003-2004.

(6) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (5) above.

(7) (i) A copy of the Annual Administration Report (Hindi and English versions) of the Chennai Port Trust, Chennai, for the year 2003-2004, along with Audited Accounts.

(ii) A copy of the Review (Hindi and English versions) on the working of the Chennai Port Trust, Chennai, for the year 2003-2004.

(8) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (7) above.

(9) A copy each of the following papers (Hindi and English versions):

(i) Memorandum of Understanding between the Dredging Corporation of India Limited and the Ministry of Shipping, Road Transport and Highways for the year 2005-2006.

(ii) Memorandum of Understanding between the Shipping Corporation of India Limited and the Ministry of Shipping, Road Transport and Highways for the year 2005-2006.


3. DR. ANBUMANI RAMDOSS to lay on the Table—


(2) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (1) above.

4. SHRI KAPIL SIBAL to lay on the Table—

(1) (i) A copy of the Annual Report (Hindi and English versions) of the Technology Development Board, New Delhi, for the year 2003-2004, along with Audited Accounts.
(ii) Statement regarding Review (Hindi and English versions) by the Government of the working of the Technology Development Board, New Delhi, for the year 2003-2004.

(2) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (1) above.

(3) (i) A copy of the Annual Report (Hindi and English versions) of the Technology Information Forecasting and Assessment Council, New Delhi, for the year 2003-2004, along with Audited Accounts.

(ii) Statement regarding Review (Hindi and English versions) by the Government of the working of the Technology Information Forecasting and Assessment Council, New Delhi, for the year 2003-2004.

(4) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (3) above.

5. SHRIMATI PANABAKA LAKSHMI to lay on the Table—

(1) (i) A copy of the Annual Report (Hindi and English versions) of the Central Council for Research in Yoga and Naturopathy, New Delhi, for the year 2003-2004, along with Audited Accounts.


(2) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (1) above.

(3) (i) A copy of the Annual Report (Hindi and English versions) of the Central Council of Homoeopathy, New Delhi, for the year 2003-2004, along with Audited Accounts.

(ii) A copy of the Review (Hindi and English versions) by the Government of the working of the Central Council of Homoeopathy, New Delhi, for the year 2003-2004.

(4) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (3) above.

(5) (i) A copy of the Annual Report (Hindi and English versions) of the National Institute of Unani Medicine, Bangalore, for the year 2003-2004, along with Audited Accounts.

(ii) A copy of the Review (Hindi and English versions) by the Government of the working of the National Institute of Unani Medicine, Bangalore, for the year 2003-2004.

(6) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (5) above.

(7) (i) A copy of the Annual Report (Hindi and English versions) of the Central Council for Research in Homoeopathy, New Delhi, for the year 2003-2004, along with Audited Accounts.

(8) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (7) above.

(9) A copy each of the following Notifications (Hindi and English versions) under sub-section (2) of section 23 of the Prevention of Food Adulteration Act, 1954:—


(10) (i) A copy of the Annual Report (Hindi and English versions) of the National Institute of Naturopathy, Pune, for the year 2002-2003, alongwith Audited Accounts.

(ii) A copy of the Review (Hindi and English versions) by the Government of the working of the National Institute of Naturopathy, Pune, for the year 2002-2003.

(11) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (10) above.

(12) (i) A copy of the Annual Report (Hindi and English versions) of the Central Council for Research in Unani Medicine, New Delhi, for the year 2003-2004, alongwith Audited Accounts.

(ii) A copy of the Review (Hindi and English versions) by the Government of the working of the Central Council for Research in Unani Medicine, New Delhi, for the year 2003-2004.

(13) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (12) above.

(14) (i) A copy of the Annual Report (Hindi and English versions) of the Morarji Desai National Institute of Yoga, New Delhi, for the year 2003-2004, along with Audited Accounts.

(ii) A copy of the Review (Hindi and English versions) by the Government of the working of the Morarji Desai National Institute of Yoga, New Delhi, for the year 2003-2004.

(15) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (14) above.

6. DR. DASARI NARAYAN RAO to lay on the Table a copy each of the following papers (Hindi and English versions):—

(i) Memorandum of Understanding between the Coal India Limited and the Ministry of Coal for the year 2005-2006.


8. SHRI K.H. MUNIAPPA to lay on the Table—

(1) A copy each of the following Notifications (Hindi and English versions) under section 10 of the National Highways Act, 1956:—

(i) S.O. 286 (E) published in Gazette of India dated the 4th March, 2005 regarding acquisition of land for the public purpose of building (four-laning) of National Highway No. 45B (Tiruchirappalli-Virudhunagar-Erode section) in the State of Tamil Nadu.

(ii) S.O. 346 (E) published in Gazette of India dated the 18th March, 2005 regarding acquisition of land for the public purpose of building (four-laning) of National Highway No. 76 in the State of Rajasthan.

(iii) S.O. 353 (E) published in Gazette of India dated the 21st March, 2005 regarding acquisition of land for the public purpose of building (four-laning) of National Highway No. 76 in the State of Rajasthan.

(iv) S.O. 369 (E) published in Gazette of India dated the 23rd March, 2005 regarding acquisition of land for building (widening), maintenance, management and operation of National Highway No. 26 in District Seoni in the State of Madhya Pradesh.

(v) S.O. 531 (E) published in Gazette of India dated the 8th April, 2005 making certain amendments in the Notification No. S.R.O. 1181 dated the 4th April, 1957.

(vi) S.O. 1329 (E) published in Gazette of India dated the 7th December, 2004 regarding acquisition of land for public purpose of building maintenance, management and operation of stretches mentioned therein on National Highways No. 8A and 8B in the State of Gujarat.

(vii) S.O. 1352 (E) published in Gazette of India dated the 10th December, 2004 regarding acquisition of land for widening of National Highway including construction of by pass or realignments in the State of Rajasthan and Madhya Pradesh.

(viii) S.O. 1381 (E) published in Gazette of India dated the 16th December, 2004 regarding acquisition of land for public purpose of building (four-laning) of National Highway No. 4 (Pune to Satara section) in the State of Maharashtra.

(ix) S.O. 1238 (E) to S.O. 1241 (E) published in Gazette of India dated the 5th November, 2004 regarding acquisition of land for building (four-laning) of different stretches on National Highway No. 76 in the State of Rajasthan.

(x) S.O. 1327 (E) published in Gazette of India dated the 6th December, 2004 regarding acquisition of land for building, maintenance, management and operation of National Highway No. 5 in the State of Andhra Pradesh.

(xi) S.O. 1332 (E) published in Gazette of India dated the 7th December, 2004 regarding acquisition of land for building (four-laning) of National Highway No. 4 (Chennai-Ranipet section) in the State of Tamil Nadu.
(xii) S.O. 344 (E) and S.O. 345 (E) published in Gazette of India dated the 18th March, 2005 regarding acquisition of land for public purpose of building (four-laning) of different stretches on National Highway No. 76 in the State of Rajasthan.

(xiii) S.O. 347 (E) published in Gazette of India dated the 18th March, 2005 regarding acquisition of land for public purpose of building (four-laning) of National Highways No. 14 and 76 in the State of Rajasthan.

(xiv) S.O. 354 (E) and S.O. 355 (E) published in Gazette of India dated the 21st March, 2005 regarding acquisition of land for public purpose of building (four-laning) of different stretches on National Highways No. 14 and 76 in the State of Rajasthan.

(xv) S.O. 356 (E) published in Gazette of India dated the 21st March, 2005 regarding acquisition of land for public purpose of building (four-laning) of National Highway No. 76 in the State of Rajasthan.

(xvi) S.O. 364 (E) published in Gazette of India dated the 22nd March, 2005 regarding acquisition of land for widening of existing toll plazas on National Highway No. 5 (Vijayawada-Eturu-Visakhapatnam section) in the State of Andhra Pradesh.

(xvii) S.O. 368 (E) published in Gazette of India dated the 23rd March, 2005 regarding acquisition of land for building (widening), maintenance, management and operation of National Highway No. 26 (including construction of bypasses) in the State of Madhya Pradesh.

(xviii) S.O. 421 (E) published in Gazette of India dated the 28th March, 2005 regarding acquisition of land for building (widening), maintenance, management and operation of National Highway No. 26 (including construction of bypasses) in District Deori Tehsil in the State of Madhya Pradesh.

(xix) S.O. 422 (E) published in Gazette of India dated the 28th March, 2005 regarding acquisition of land for building (widening), maintenance, management and operation of National Highway No. 26 (including construction of bypasses) in District Sagar in the State of Madhya Pradesh.

(xx) S.O. 176 (E) published in Gazette of India dated the 8th February, 2005 making certain amendments in the Notification No. S.O. 1403 (E) dated the 8th December, 2003.

(xxi) S.O. 177 (E) published in Gazette of India dated the 8th February, 2005 regarding acquisition of land for building (four-laning or six-laning) of National Highway No. 25 in District Jhansi in the State of Uttar Pradesh.

(xxii) S.O. 178 (E) published in Gazette of India dated the 8th February, 2005 regarding acquisition of land for building (four-laning or six-laning) of National Highway No. 25 in District Jalaun in the State of Uttar Pradesh.

(xxiii) S.O. 216 (E) published in Gazette of India dated the 17th February, 2005 regarding acquisition of land for building (four-laning) of
National Highway No. 25 in District Kanpur Dehat in the State of Uttar Pradesh.

(xxiv) S.O. 351(E) published in Gazette of India dated the 21st March, 2005 authorizing M/s. Ideal Road Builders Limited, Dadar, Mumbai to collect and retain fees for the use of National Highway No. 4 (Khabbatki Ghat between Pune and Satara) in the State of Maharashtra.

(xxv) S.O. 501(E) published in Gazette of India dated the 5th April, 2005 regarding acquisition of land for building (widening) of National Highway No. 7 (Nagpur-Hyderabad section) in the State of Andhra Pradesh.

(xxvi) S.O. 502(E) published in Gazette of India dated the 5th April, 2005 regarding acquisition of land for building (widening) of National Highway No. 1A (including construction of bypasses) in the State of Jammu and Kashmir.

(xxvii) S.O. 540(E) published in Gazette of India dated the 11th April, 2005 regarding acquisition of land for public purpose of building, maintenance, management and operation of National Highway No. 5A (Chandikhole-Paradip section) in the State of Orissa.

(xxviii) S.O. 528(E) published in Gazette of India dated the 8th April, 2005 regarding acquisition of land for building (widening), of National Highway No. 7 (Nagpur-Hyderabad section) in the State of Andhra Pradesh.

(2) A copy each of the following Notifications (Hindi and English versions) issued under section 11 of the National Highways Authority of India Act, 1988:—

(i) S.O. 532(E) published in Gazette of India dated the 8th April, 2005 entrusting the Guna bypass on National Highway No. 3 to the National Highways Authority of India.

(ii) S.O. 157(E) published in Gazette of India dated the 3rd February, 2005 levy of fee from the user of four-laned stretches of National Highway No. 45 (Chingelpet to Tindivanam section) in the State of Tamil Nadu.

(iii) S.O. 158(E) published in Gazette of India dated the 3rd February, 2005 levy of fee from the user of Cable Stayed Bridge across river Yamuna at Allahabad/Naini of the National Highway No. 27 (Allahabad-Mangawan) in the State of Uttar Pradesh.

(iv) S.O. 180(E) published in Gazette of India dated the 9th February, 2005 levy of fee from the user of four-laned stretch of National Highway No. 8A (Bamanbore to Samakhyali to Gandhidham section) in the State of Gujarat.

(3) A copy each of the following Notifications (Hindi and English versions) under sub-section (4) of section 212 of the Motor Vehicles Act, 1988:—

(i) The Central Motor Vehicles (Second Amendment) Rules, 2005 published in Notification No. G.S.R. 200(E) in Gazette of India dated the 1st April, 2005, together with an explanatory


(4) (i) A copy of the Annual Report (Hindi and English versions) of the National Institute for Training of Highway Engineers, Noida, for the year 2003-2004, along with Audited Accounts.

(ii) A copy of the Review (Hindi and English versions) by the Government of the working of the National Institute for Training of Highway Engineers, Noida, for the year 2003-2004.

(5) Statement (Hindi and English versions) showing reasons for delay in laying the papers mentioned at (4) above.


9. SHRI SHRIPRAKASH JAISWAL to lay on the Table—


(2) A copy of the Foreigners (Amendment) Order, 2005 (Hindi and English versions) published in Notification No. G.S.R. 159 (E) in Gazette of India dated the 7th March, 2005 issued under section 3 of the Foreigners Act, 1946.

10. SHRIMATI SURYAKANTA PATIL to lay on the Table a copy each of the following statements (Hindi and English versions) showing action taken by the Government on the assurances, promises and undertakings given by the Ministers during the various sessions of Ninth, Eleventh, Twelfth, Thirteenth and Fourteenth Lok Sabha:

NINTH LOK SABHA


ELEVENTH LOK SABHA


TWELFTH LOK SABHA

4. Statement No. XXXI Fourth Session, 1999

THIRTEENTH LOK SABHA

5. Statement No. XXX Second Session, 1999
7. Statement No. XXVI Fourth Session, 2000
8. Statement No. XXV Fifth Session, 2000
9. Statement No. XXIV  
10. Statement No. XXXII  
11. Statement No. XIX  
12. Statement No. XVII  
13. Statement No. XIV  
14. Statement No. XII  
15. Statement No. X  
16. Statement No. VII  
17. Statement No. VI  

FOURTEENTH LOK SABHA  
18. Statement No. IV  
19. Statement No. II  

MESSAGE FROM RAJYA SABHA  

REPORT OF THE COMMITTEE ON PRIVATE MEMBERS' BILLS AND RESOLUTIONS

12. SHRI CHARNJIT SINGH ATWAL  
SHRI JAI PRAKASH (HISSAR) to present the Tenth Report (Hindi and English versions) of the Committee on Private Members' Bills and Resolutions.

REPORTS OF STANDING COMMITTEE ON RAILWAYS

13. SHRI BASUDEB ACHARIA  
SHRI GIRIDHAR GAMANG to present a copy each of the following Reports (Hindi and English versions) of the Standing Committee on Railways:

(1) Ninth Report on the Railways (Amendment) Bill, 2004; and

(2) Tenth Report on Action Taken by the Government on the recommendations/observations contained in the 16th Report of the Standing Committee on Railways (2003) (Thirteenth Lok Sabha) on 'Resource Mobilisation'.

STATEMENTS BY MINISTERS

14. SHRI KAPIL SIBAL to make statements regarding the:

(i) Status of implementation of the recommendations contained in the 126th Report of the Standing Committee on Science and Technology, Environment & Forests on Demands for Grants (2004-2005) pertaining to Department of Scientific & Industrial Research;

(ii) Status of implementation of the recommendations contained in the 128th Report of the Standing Committee on Science & Technology, Environment & Forests on Demands for Grants (2004-2005) pertaining to Department of Ocean Development; and

15. SHRI E. AHAMED to make a statement regarding the status of implementation of the recommendations contained in the First Report of the Standing Committee on External Affairs on Demands for Grants (2004-2005.)

CALLING ATTENTION

16. DR. BABU RAO MEDIYAM
SHRI A.V. BELLARMIN
SHRI P. MOHAN
SHRI M. APPADURAI to call the attention of the Minister of Agriculture to the situation arising out of fall in price of Chillies in Tamil Nadu and Andhra Pradesh causing hardship to the Chilli growers and steps taken by the Government in regard thereto.

LEGISLATIVE BUSINESS

Bill to be introduced

17. SHRI T.R. BAALU to move for leave to introduce a Bill to consolidate and amend the law relating to the admiralty jurisdiction of courts, legal proceedings in connection with ships, their arrest, detention and sale and matters connected therewith or incidental thereto.

ALSO to introduce the Bill.

18. MATTERS UNDER RULE 377.

LEGISLATIVE BUSINESS

Bills for consideration and passing

19. FURTHER CONSIDERATION of the following motion moved by Shri Suresh Pachouri on the 10th May, 2005, namely:—

"That the Bill to provide for setting out the practical regime of right to information for people to secure access to information under the control of public authorities, in order to promote transparency and accountability in the working of every public authority, the constitution of a Central Information Commission and for matters connected therewith or incidental thereto, be taken into consideration.

(Amendments printed on separate lists to be moved)

SHRI SURESH PACHOURI to move that the Bill be passed.

20. SHRI P. CHIDAMBARAM to move that the Bill to consolidate and amend the law relating to levy of tax on sales or purchases of goods in the State of Bihar and to provide for matters connected therewith or incidental thereto, be taken into consideration.

ALSO to move that the Bill be passed.
21. SHRIJUN SINGH to move that the Bill to declare the University of Allahabad to be an institution of national importance and to provide for its incorporation and matters connected therewith or incidental thereto, as passed by Rajya Sabha, be taken into consideration.

ALSO to move that the Bill be passed.

DISCUSSION UNDER RULE 193

22. FURTHER DISCUSSION regarding increasing population in the country raised by Shri Prabodh Panda on the 6th May, 2005.

@HALF-AN-HOUR DISCUSSION

23. SHRI RAVI PRAKASH VERMA to raise a discussion on points arising out of the answer given by the Minister of Human Resource Development on 22.03.2005 to Starred Question No. 261 regarding Sarva Shiksha Abhiyan.

NEW DELHI;
May 10, 2005
Vaisakha 20, 1927 (Saka)

G. C. MALHOTRA,
Secretary-General.

@To be taken up at 5.30 P.M. or as soon as the preceding items of business are disposed of, whichever is earlier.

**LOK SABHA**

RIGHT TO INFORMATION BILL, 2004

*[As introduced in Lok Sabha]*

Notice of Amendment

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NEW DELHI:
May 10, 2005
Vaisakha 20, 1927 (Saka)

G. C. MALHOTRA,
Secretary-General.

MGIPMRND—962LS(S-5)—10-05-2005.


**LOK SABHA**

RIGHT TO INFORMATION BILL, 2004

[As introduced in Lok Sabha]

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May 10, 2005  
Vaisakha 20, 1927 (Saka)  

G. C. MALHOTRA,  
Secretary-General.

## LOK SABHA

RIGHT TO INFORMATION BILL, 2004

[As introduced in Lok Sabha]

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**NEW DELHI;**

May 10, 2005

Vaisakha 20, 1927 (Saka)

G. C. MALHOTRA,
Secretary-General.
LOK SABHA

RIGHT TO INFORMATION BILL, 2004

[As Introduced in Lok Sabha]

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NEW DELHI; May 10, 2005

Vaisakha 20, 1927 (Saka)

G. C. MALHOTRA, Secretary-General.
LOK SABHA

RIGHT TO INFORMATION BILL, 2004

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G. C. MALHOTRA,
Secretary-General.

NEW DELHI;
May 10, 2005
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**LOK SABHA**

**RIGHT TO INFORMATION BILL, 2004**

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---

**G. C. MALHOTRA,**

*Secretary-General.*

New Delhi;

May 10, 2005

Vaisakha 20, 1927 (Saka)

MGIPMRND—962LS(S-5)—10-05-2005.
LOK SABHA

RIGHT TO INFORMATION BILL, 2004

[As introduced in Lok Sabha]

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NEW DELHI;
May 10, 2005
Vaisakha 20, 1927 (Saka)

G. C. MALHOTRA,
Secretary-General.

MGIPMRND—962LS(S-5)—10-05-2005.
Subject: ‘Right to Information Bill, 2004’.

In its sitting on May 11, 2005, the Lok Sabha considered the “Right to Information Bill, 2004” as also the amendments moved thereto. It is requested that a copy of the Bill (both in English and Hindi), as amended and duly passed by the House, may please be furnished urgently so that further action could be taken to introduce and bring up the Bill for consideration of the Rajya Sabha.

(RAKESH MALHOTRA)
Under Secretary to the Government of India.

Lok Sabha Secretariat
Deptt. of Personnel & Trg. I.D.No.34012/1(s)/2005-Estt.(B) dt. 11th May, 2005
LOK SABHA SECRETARIAT  
(Legislative Branch-I)  

SUBJECT: The Right to Information Bill, 2005, as passed by Lok Sabha.

The above Bill was passed by Lok Sabha on 11 May, 2005.

-25/5 copies of the Bill, as passed by Lok Sabha, are sent herewith.

(NAVAL KISHORE VERMA)  
LEGISLATIVE OFFICER

Ministry of Law
Ministry of Finance  Personnel Public Grievance
L.S.S. U.O. No.1/29(1)/2004/L-1 dated 12.5.2005

LSS/L31
We are now going to enter expectedly the last week of the Budget Session of Parliament. Consequent to a large number of Bills maturing for consideration and passage, there is a lot of pressure on scheduling them in the two Houses of Parliament. In order to accommodate all the Legislative Business available at present, a very tight schedule has been drawn up for the purpose. As per the tentative programme drawn up, the following Bill pertaining to your Ministry is scheduled in the two Houses during next week:-

<table>
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<tr>
<th>S.No.</th>
<th>Name of the Bill</th>
<th>Day and Date in Lok Sabha</th>
<th>Day and Date in Rajya Sabha</th>
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<td>1.</td>
<td>The Right to Information Bill, 2004</td>
<td>Tuesday, 10.05.05</td>
<td>Thursday, 12.05.05</td>
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You are, therefore, requested to take steps to complete all necessary formalities in order to ensure that the slot allotted for the Bill of your Ministry is utilised. Since a large number of Bills have been already scheduled during the next week, it would not be possible to give another slot to you if, for any reason, the slot allotted to you is not utilised.

Looking forward to your fullest cooperation,

Yours sincerely,

(V.K. Agnihotri)

Shri A.N. Tiwari,
Secretary,
Ministry of Personnel, Public Grievances & Pensions,
North Block,
New Delhi-110001.
To

The Secretary General,
Rajya Sabha,
Parliament House,
New Delhi.

Subject: - 'The Right to Information Bill, 2004'.

Sir,

I give notice of my intention to move the following motions during the current Budget Session of the Rajya Sabha:

"(i) That the Bill with the title 'The Right to Information Bill, 2004', as passed by the Lok Sabha, be taken into consideration; and

(ii) That the Bill be passed."

Yours faithfully,

(SURESHPACHOURI)
सेवा में,

महासचिव,
राज्य सभा,
संसद भवन,
नई दिल्ली।

विषय:- 'सूचना का अधिकार विधेयक, 2004'.

महोदय,

में राज्य सभा के वर्तमान बजट सत्र के दौरान निम्नलिखित प्रस्ताव लाए जाने के आशय का नोटिस देता हूँ:-

"(i) लोक सभा द्वारा यथा पारित 'सूचना का अधिकार विधेयक, 2004' नामक विधेयक पर विचार किया जाए; और
(ii) यह विधेयक पारित कर दिया जाए।"

भवदीय,

धन्यादारी
(सुरेश पाचौरी)

102, North Block, New Delhi-110001 Phone: 23092475/3901 Fax: 23092716
To

The Chairman,
Rajya Sabha,
New Delhi.

Subject: 'The Right to Information Bill, 2004'.

Sir,

The Right to Information Bill, 2004 was passed by the Lok Sabha today. The Bill is proposed to be taken up in the Rajya Sabha on 12th May, 2005. It is requested that provision of Rule 123 of the Rules of Procedure and Conduct of Business in the Rajya Sabha may kindly be waived in regard to consideration and passing of this Bill by the Rajya Sabha.

Yours faithfully,

(SURESH PACHOURI)
सेवा में,

समापति,
राज्य-सभा,
नई दिल्ली।

विषय: 'सूचना का अधिकार, विचेषक, 2004'।

महोदय,

सूचना का अधिकार विचेषक, 2004 दिनांक 11 मई, 1995 को लोक सभा द्वारा पारित किया गया था। इस विचेषक को दिनांक 12 मई, 2005 को, राज्य सभा में लाए जाने का प्रस्ताव है। यह अनुसरण है कि राज्य सभा द्वारा इस विचेषक पर विचार किए जाने और पारित किए जाने के बारे में राज्य सभा के प्रक्रिया और कार्यालय का संचालन नियमों के नियम 123 के प्राधिकार में कृपया छूट दे दी जाए।

भवदीय,

(सुरेश पाचौरी)

---

102, North Block, New Delhi-110001. Phone: 23092475/3901 Fax: 23092716
To

The Secretary General,
Rajya Sabha,
Parliament House,
New Delhi.

Subject:- 'The Right to Information Bill, 2004'.

Sir,

The President having been informed of the subject matter of 'The Right to Information Bill, 2004' as passed by the Lok Sabha on 11th May, 2005, has recommended, under Article 117 (3) of the Constitution of India, the consideration of the Bill in the Rajya Sabha.

Yours faithfully,

(SURESH PACHOURI)
सं. 34012/1(एस)/2005-र्गा.(ख)
राज्य मंत्री
कार्यालय, लोक शिकायत एवं पेंशन तथा संसदीय कार्यों
भारत सरकार
MINISTER OF STATE FOR
PERSONNEL, PUBLIC GRIEVANCES & PENSIONS
AND PARLIAMENTARY AFFAIRS
GOVT. OF INDIA

दिनांक मई, 2005

सेवा में,

महासचिव,
राज्य-सभा,
संसद भवन,
नई दिल्ली।

विषय : 'सूचना का अधिकार विचेषण, 2004'.

महोदय,

राष्ट्रपति ने लोक सभा द्वारा दिनांक 11 मई, 2005 को यथा पारित, 'सूचना का अधिकार विचेषण, 2004' की विषय-वस्तु से अवगत होकर, भारत के संविधान के अनुच्छेद 117(3) के अनुसार, विचेषण पर राज्य सभा में विचार किए जाने की संस्थापति की है।

भवदीय,

(सुरेश पाचौरी)

102, North Block, New Delhi-110001 Phone : 23092475/3901 Fax : 23092716
No. 34012/1(S)/2005-Estt.(B)

Government of India

Ministry of Personnel, Public Grievances & Pensions

Department of Personnel & Training

New Delhi, dated the 1st June, 2005

ORDER

Sanction of the President is hereby accorded to the drawal of Rs. 5000/- (Rupees Five thousand only) and payment thereof to Shri Milon K.Banerji, Attorney General of India to meet miscellaneous expenditure for soliciting his opinion on the legislative competence of the Parliament to enact the proposed ‘Right to Information Bill, 2004’.

2. The expenditure involved is debitable to Major Head 2052- Secretariat General Services, 05.01 - Department of Personnel & Training, 05.01 28 –Professional Service under grant No.70 of the Ministry of Personnel, P.G.& Pensions for the year 2005-06..

3. This issues with the concurrence of IFD(MHA) vide their U.O.No. 780/AFA(P)/05 dated the 30th May, 2005.

(RAKESH MALHOTRA)
Under Secretary

No. 34012/1(s)/2005-Estt.(B) dated 1st June, 2005

Copy forwarded to:-

1. Cash Section, DP&T with a spare copy. The bill presented by the Learned Attorney General of India is attached for further necessary action.

2. Shri Milon K.Banerji, Attorney General of India, Supreme Court of India, New Delhi.
3. Pay & Accounts Officer, DP&T, Lok Nayak Bhawan, New Delhi.

4. Director, Audit, Central Revenues, New Delhi.

5. AFA(Pers), MHA, New Delhi.


(RAKESH MALHOTRA)
Under Secretary
Dear Shri Tiwari,

I am sending you the feedback report submitted by the Directorate of Field Publicity (DFP) which has 268 field units spread across various districts, for the second fortnight of February, 2005. This may provide some valuable inputs for your Ministry/Department.

With regards,

Yours sincerely,

(Navin B. Chawla)
FEEDBACK REPORT
(For 2\textsuperscript{nd} fortnight of February, 2005)

ANDHRA PRADESH

Adilabad District: Cotton farmers have expressed their anguish over the sudden policy of the Cotton Corporation of India to stop purchasing cotton from the farmers. They have expressed the fear that farmers will be exploited if the CCI doesn’t reverse the decision. CCI should be directed by the Government to immediately purchase the cotton from the farmers.

(M/o Agriculture)

ARUNACHAL PRADESH

Yingkiong District: The local people have stressed the need for accelerating campaign on use of iodized salt. The rural women because of illiteracy find it difficult to differentiate between normal salt and salt with iodine.

(M/o Health & Family Welfare)

ASSAM

Jorhat District: Smuggling and peddling of drugs is going on in upper Assam over the last many years. The business of narcotics is flourishing in towns. As a result the youth have become addicted to these drugs. The people have appealed for early action by the concerned agencies especially the Police Department.

(M/o Home Affairs)

JHARKHAND

Ranchi District: The condition of the Sub Health Centre is worsening day by day. This Sub Centre caters to a large population of small towns of Tati, Singhari and surrounding rural areas. The Sub Centre is rarely open for patients. The doctors and para medical staff do not attend to their duties. The people of the area have requested for early action in the matter as people are suffering.

(M/o Health & Family Welfare)

Contd...
KARNATAKA

South Canara District: Educationists in general, have expressed their unhappiness over the Central Government action in restricting the applicability of the proposed Right-to-Information Bill to the Central Government and Union Territories. They have further opined that inclusion of States will help in curbing the corrupt malpractices.

Kerala

Palakkad district: The farmers of Peruvemba in Mallampuzha Block have expressed their concern over the paddy of last year still lying in godowns due to low price. This has adversely affected this season’s procurement and the farmers fear about the fall in prices of paddy and pepper.

MADHYA PRADESH

Vidisha District: There is a Central Govt Scheme to provide school uniforms to students of junior classes. There are reports that in Bagri village not only the cloth was of a much inferior quality but even the measurement was not as per the requirement of the girl students for whom the uniforms were meant.

MAHARASHTRA

Satara District: People of the area have appealed to the Government that in the next Budget there should be more funds for upliftment of rural women under gram panchayats. This will help rural women’s empowerment and boost self-help movement.

MEGHALAYA

Garo & Khasi Hill Districts: Joint efforts of State Government, Non Governmental and various Church Organizations have started bearing the fruits in curbing the insurgency in the State. While the State Govt is trying its level best to provide to these youths some source of self employment there is a need to help them through Centrally sponsored schemes also.

(M/o Home Affairs)

Contd.....3....
PUNJAB

Ropar District: Under the Central Govt's Education Guarantee Scheme the programme is yet to take off because of non release of 30 per cent funds by the State Govt. even after a lapse of 11 months. There is a need to start the project immediately.

(D/o Education)

RAJASTHAN

Barmer District: There is delay in release of budget for Sarva Shiksha Abhiyan- the scheme being run in coordination with local NGOs. In one such Centre at Dhormanna about 227 girls from different villages are getting the education and simultaneously developing their semi-technical skills through well designed curriculum.

(D/o Education)

UTTAR PRADESH

Lucknow District: There is a general feeling that there is need to improve the implementation of the Mid Day Meal Scheme meant for the economically weaker sections of the society. People want the authorities to replace the present pattern by readymade meal packets. This will help a lot in curbing mismanagement of the scheme.

(M/o Social Justice & Empowerment)

(WEST BENGAL)

24 South Parganas District: The District Primary Education Programme now known as Sarba Siksha Abhiyan which came into being in 2003 is yet to be implemented. They have appealed for early distribution of books under the scheme.

(D/o Education)
New Delhi, dated the 9th June, 2005

To

The Manager,
Government of India Press,
Minto Road,
New Delhi

Sub- ‘Right to Information Act, 2005.

Sir,

I am given to understand that on receiving the assent of the President, the ‘Right to Information Act, 2005 is shortly expected to be sent to the Govt. of India Press, Minto Road, New Delhi, for printing. It is hereby requested that arrangements may please be made to print 1,500 additional copies of the said Act for use in this Department.

Yours faithfully,

(RAKESH MALHOTRA)
Under Secretary to the Government of India.
GOVERNMENT OF INDIA PRESS
MINTO ROAD, NEW DELHI-110 002

To
The Under Secretary,
Mo Personnel, Public Grievance & Pension,
Olo Personnel & Training,
North Block, N. Delhi -

Subject: RECOVERY OF PRINTING CHARGES OF JOBS EXECUTED BY THIS PRESS.

Sir,

I am forwarding herewith this Press Provisional Bill No. 51/2006-07 amounting to Rs. 26326/-(Rs. twenty six thousand two hundred thirty six) in respect of printing charges of your job No. 34012/11(5)/4894-(B) sent to this Press for execution under your requisition No. 34012/11(5)/4894-(B) dated 6.6.85.

In view of the instructions issued by Cabinet Secrt. under their letter No. 53/3/2/85-Cab. dated 6.6.85 wherein it has been decided that inter-departmental dues should be adjusted/settled within a period of six weeks, you are requested kindly to remit the amount of Rs. 26326/- by Cheque/DD in favour of PAY & ACCOUNTS OFFICER (PTG), MINISTRY OF URBAN DEVELOPMENT NEW DELHI, WHICH MAY BE SENT TO THIS PRESS IMMEDIATELY for provisional settlement of our bill(s) quoted above. Final bill would be sent to you after approval of hourly rates by the Directorate of Printing on the basis of proforma accounts for the said period.

Your prompt action in remitting the payment will be very much appreciated which in turn, would help us to serve you better in future.

Yours faithfully,

Encl: Bill in Triplicate
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<th>मुद्रण पूर्वक प्रिंटिंग</th>
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<th>जिल्द संविधान</th>
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Rs. Twenty six thousand two hundred and seventy only.

Received Payment in full

Settlement of this bill would enable the press to take up future job.

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कुलमध्ये लेखा अधिकारी, शाखावितरण संस्थान, नई दिल्ली के पता चैक/डिमांड ड्रॉफ्ट द्वारा भुगतान करें तथा इस कार्यालय की भेज दें।

Please Pay by Cheque/Demand Draft in favour of the Acctt. Officer, Ministry of Urban Development, New Delhi then the Cheque/Draft should be sent to the Asstt. Manager (Admin.) Govt. of India Press, Minto Road, New Delhi.

सेवा में/To

The Under Secretary

To Personal Public Grievances Division

No Personal Training

North Block, New Delhi

This bill is issued for the payment of the above mentioned amount towards the purchase of the necessary items. This report is necessary for future reference. Settlement of this bill would enable the press to take up future job.

GIPMRND-3999GIP-12.12.2005
| जानकारी | पाठ्यक्रम | No. of copies of Publication | मांगी गई | सप्लाई की गई | Cost of Paper & B.M. | कुल योग | राजियति या अन्य
|------|---------|-----------------------------|--------|------------|-------------------|--------|--------
| ड्रैगनिताल की रुपरेखा संख्या | प्रेस जानकारी नं. | प्रेस जानकारी नं. | 1365 | Right 50 | 1500 | 1500 | 12201 | 5088 | 1048 | 1799 | 96226 | 96226 | नेट्टल रत्न 1026 अनुसार कुल 26 एकादश दिन गते 1026 अनुसार कुल 26 एकादश दिन गते |
| नई दिल्ली के पता में फ्लैंक/ड्रॉप पर निर्देशक करें तथा इस कार्यालय को भेजें। | | | | | | | | |