

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

Subject: - Appointment of Chief Information Commissioners in the Central Information Commission

As per section 12 (2) of the Act, the Central Information Commission shall consist of the Chief Information Commissioner and such number of Central Information Commissioners, **not exceeding ten**, as may be deemed necessary.

2. At present, the Central Information Commission has a Chief Information Commissioner and six Information Commissioners. Incumbency Statement of Chief Information Commissioner and Information Commissioners is placed at **Flag 'A'**. Four Information Commissioners have completed their tenure and their appointment process is going as per the provisions of the Act and past practice.

3. The Chief Information Commissioner is going to complete his tenure on **24.11.2018**.

4. Section 12 (3) of the Act stipulates that - *The Chief Information Commissioner and the Information Commissioners shall be appointed by the President on the recommendation of a Committee consisting of the following:-*

- (i) *the Prime Minister who shall be the Chairman of the Committee,*
- (ii) *the Leader of the Opposition in the Lok Sabha, and*
- (iii) *a Union Cabinet Minister to be nominated by the Prime Minister.*

The Act further explains that for the purpose of removal of doubts, it is hereby declared that where the Leader of the Opposition in the House of the People has not been recognized as such, the Leader of the single largest group in opposition of the Government in the House of the People shall be deemed to be the Leader of Opposition.

5. As per Section 12(5) of the RTI Act, *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. Section 12(6) of the RTI Act, 2005 mandates that *"The Chief Information commissioner or an 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."*

Contd...

From prepage

7. As per past practice, the process of selection of Chief Information Commissioners involves following steps:-

- (i) Particulars of interested persons are invited through advertisements in newspapers (two English and two Hindi) and through DoPTs Website.
- (ii) Particulars of applicants are tabulated by DoPT and sent to a Search Committee (constituted by PM) chaired by Cabinet Secretary.
- (iii) Shortlisted names are sent to a Committee constituted under Section 12(3) of the Act headed by the Hon'ble Prime Minister.
- (iv) Person recommended by the Selection Committee constituted under Section 12(3) are appointed by the Hon'ble President.

8. In view of the above, Hon'ble Prime Minister's approval may be solicited on the following :-

- (i) To start process of appointment of Chief Information Commissioner in the CIC as per past practice of publication of advertisement in leading newspapers (02 each in Hindi and English)
- (ii) Constitution of Search Committee for shortlisting of candidates. The composition of Search Committee is proposed to be the same as constituted for the ongoing selection of Information Commissioners [PMO ID no 4877064/PMO/2018-ES.2 dated 13.08.2018 refers]*
- (iii) To nominate one Union Cabinet Minister as member of the Selection Committee, headed by Hon'ble PM, to be constituted under Section 12(3) of RTI Act. [During the last round of Selection of CIC/IC, Shri Arun Jaitley, Finance Minister, was nominated as member of the Selection Committee.]
- (iv) Draft advertisement inviting applications for appointment to the post of Chief Information Commissioner in the CIC :-
 - a) To be published in 04 leading newspapers (02 each in Hindi and English).
 - b) To be placed on DoPT's website. *is placed alongside.*

* F/B

Manoj
12.10.18

M.P. Singh
SC(RTI) 12-X-18

US(RTI) OL
US(LR) LO

12/10/2018

Dir(R) for the consideration and approval of Hon'ble Prime Minister pl.

ASCLR)

V Sinha
12/10/18

Secy (P)

Manoj
12/10/18

12/10/2018
(Dr. C. Chandrababu Naidu)
Secretary (Personnel)

MOS (P) / PM. 12.10.18

PM

4930444

PRIME MINISTER'S OFFICE

**South Block,
New Delhi - 110 011**

**Subject: Appointment of Chief Information Commissioner in
the Central Information Commission-reg**

Reference is invited to DoPT's note dated 12.10.2018 at page 1-2/N of File No. 4/13/2018-IR on the subject cited above.

- 2. The constitution of Search Committee and nomination of the Union Minister on the Selection Committee, has already been approved and conveyed to DoPT vide PMO ID no.-4877064/PMO/2018-ES-II dated 13.08.2018. (page 2/cor)
- 3. In view of above, the undersigned is directed to return the proposal with a request to go ahead with the advertisement for the post of Chief Information Commissioner.
- 4. DoPT's File No. 4/13/2018-IR, is returned herewith.

Nandini

**(Nandini Paliwal)
Director**

Tel. No. 2301 3132

Secretary, Department of Personnel & Training

PMO ID No. 4930444/PMO/2018-E&S-2

Dated: 22.10.2018

22/10/2018
Self
AS(LR)
22/10/18
urgently pl.
Director
USC(IR)
23/10/2018
SECRET

I/3685833/2018

This is regarding publication of advertisement inviting applications for appointment to the post of Chief Information Commissioner in the Central Information Commission.

2. PMO, vide its ID Note No 4930444/PMO/2018-E&S-2 dated 22.10.2018 have conveyed approval to go ahead with the advertisement for the post of Chief Information Commissioner. They have also stated that the constitution of Search Committee and nomination of the Union Minister on the Selection Committee, is same as conveyed vide PMO ID No - 4877064/PMO/2018-ES-II dated 13.08.2018.

3. In view of the above, draft letter to DAVP with the request to publish the advertisement in four newspapers viz. 'The Hindu' and 'Times of India' (in English); 'Dainik Bhaskar' and 'Hindustan' (In Hindi) and all their editions, submitted ~~please~~.
for approval please.

13/2/18
OFFICE
ADP/11

~~Manoj~~
23.10.18

~~SO(ART)~~

M.R.Singh
23.10.18

~~US(IRT)~~

~~Dir(IRT)~~

[Signature]
23/10/2018

~~AS(ER)~~
23/10/18

V.Sinha
23/10/18

~~Dir(IRT)~~

Immediate for u.a.p

US(IRT)

V.Sinha
23/10/18

This is regarding publication of advertisement inviting application for appointment to the post of Chief Information Commissioner in Central Information Commission. This advertisement has been uploaded on the website of this Department on 24/10/2018 and ~~in~~ ^{published} in four newspapers dated 24/10/2018 viz. 'The Hindu' and 'Times of India'(in English): 'Dainik Bhaskar' and 'Hindustan' (in hindi) by the Directorate of Advertising & Visual Publicity (DAVP). This is for ~~the~~ information please.

✓ Pg 36-39/C

~~Manoj~~ 24.10.18

SO (RTI)

~~USC(R) O-6~~
~~USC(RTI)~~

MP. Singh
24.10.18

24.11.2018

~~Dir (IR)~~

~~AS (R)~~

V. Suresh
24/10/18

~~Secy (P)~~

24/10/18

M. M. 24/10/2018

~~AS (R)~~ 24/10/18

~~Dir (IR)~~ on receipt of applications, pt begin preparing a profile of each candidate, as discussed.

~~USC(R)~~

V. Suresh
25/10/18

~~SO (RTI)~~

25/10/2018

- 6 -

Government of India
Ministry of Personnel, Public Grievances and Pensions
(Department of Personnel & Training)
IR Division

Sub: Appointment of Chief Information Commissioner in the Central Information Commission.

In exercise of the powers conferred by sub section (1) of Section 12 of the Right to Information Act 2005, the Central Government has constituted the Central Information Commission. As per sub section (2) of Section 12 of the Act, the Commission shall consist of the Chief Information Commissioner and such number of Central Information Commissioners, not exceeding ten, as may be deemed necessary.

2. The incumbent Chief Information Commissioner is going to complete his tenure on 24.11.2018. The issue under consideration on this file relates to appointment of the Chief Information Commissioner in the Central Information Commission to take over thereafter.

3. As per the relevant provisions of the RTI Act, 2005-

(a) The Chief Information Commissioner shall be a person 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 (Section 12(5) of the RTI Act refers).

(b) The Chief 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 [Section-12(6)].

4. The salary, allowances and other terms and conditions of service of the Chief Information Commission shall be as may be specified at the time of appointment of the selected candidate.

5. The Chief Information Commissioner shall be appointed by the President on the recommendation of a committee consisting of -

- i) the Prime Minister , who shall be the Chairperson of the Committee
- ii) the Leader of Opposition in the Lok Sabha; and
- iii) a Union Cabinet Minister to be nominated by the Prime Minister

- Where the Leader of Opposition in the House of People has not been recognised, the Leader of the single largest group in opposition of the Government in the House of People shall be deemed to be the leader of Opposition.

6. As per the past practice, the Chief Information Commissioner is selected through the process of advertisement, short listing by the Search Committee and recommendations of Committee chaired by Prime Minister and thereafter appointed by the President.

7. Applications were invited for the post of the Chief Information Commissioner through, advertisement in 04 leading newspapers/website of DoPT. The last date for the receipt of applications was 12th November 2018(before 5 PM). In response, a total number of 64 applications have been received (including two –one received at 5.01 PM and one at 5.12 PM).

8. For the current round of selection of Chief Information Commissioner, Hon'ble Prime Minister had approved the following composition of the Search Committee to shortlist the applicants:-:

i)	Cabinet Secretary	Chairman
ii)	Additional Principal Secretary to PM	Member
iii)	Secretary(Personnel)	Member
iv)	Secretary(I&B)	Member
v)	Secretary(Expenditure)	Member
vi)	Dr. Manoj Panda(Director) Institute of Economic Growth, Delhi University	Member

Proposal

8.. The convenience of the Cabinet Secretary is solicited for the meeting of Search Committee for selection of Chief Information Commissioner in the Central Information Commission.

Manoj
12.11.18

se (P.T.)

US (RTI)

M.P. Singh
12.11.18

Sanyam Kumar
12.11.18

Director (TR)

13.11.18

V. Suresh
13.11.18

AS (LR)

Manoj

13/11/18

Secy (P)

(Dr. C. Chandramouli)
Secretary (Personnel)

13/11/2018

Cabinet Secretary

Pages 25-45 corr

Page 9 corr
Page 10 corr

CS-14283/18
13/11/18

Subject: Appointment for the post of Chief Information Commissioner in Central Information Commission

PMO, vide its ID Note No 4930444/PMO/2018-E&S-2 dated 22.10.2018 have conveyed approval to go ahead with the advertisement for the post of Chief Information Commissioner. They have also stated that the constitution of Search Committee and nomination of the Union Minister on the Selection Committee, is same as conveyed vide PMO ID No – 4877064/PMO/2018-ES-II dated 13.08.2018.

2. PMO vide ID No – 4877064/PMO/2018-ES-II dated 13.08.2018 conveyed the approval of the Prime Minister for following:

(a) The constitution of Search Committee for selection of Chief Information Commissioner and Information Commissioners with the following composition:-

i.	Cabinet Secretary	Chairman
ii.	Additional Principal Secretary to PM	Member
iii.	Secretary (Personnel)	Member
iv.	Secretary (I&B)	Member
v.	Secretary (Expenditure)	Member
vi.	Dr. Manoj Panda (Director), Institute of Economic Growth, Delhi University	Member

(iii) The nomination of Shri Arun Jaitley, Minister as member of the Committee, headed by Hon'ble PM, to be constituted under Section 12(3) of RTI Act.

3. Shri Ajay Narayan Jha, Secretary (Expenditure) had applied for the post of Information Commissioner (vide advertisement dated 27.07.2018). In view of the above, PMO was requested to kindly consider re-constitution of Search Committee by nominating any other member in place of Shri Ajay Narayan Jha, Secretary (Expenditure). PMO vide its ID Note No 600/52/C/05/2018-ES-2 dated 26.09.2018 have conveyed Hon'ble Prime Minister's approval of the nomination of Shri Ramesh Abhishek, secretary (Department of Industrial Policy and Promotion) in the search committee for appointment to the post of Information Commissioners in Central Information Commission in place of Shri Ajay Narayan Jha, Secretary (Expenditure).

4. Secretary (Expenditure) has now referred to his earlier letter dated 30.07.2018 regarding his application for the post of Information commissioner, Central Information Commission. He has requested to kindly consider his above application only after his superannuation from Government service.

From pre-page:-

F.No: 4/13/2018-IR (Pt)
C.No: 3143079

5. Shri A.N Jha, Secretary (Expenditure) is a member of Search Committee as conveyed vide PMO ID Note No 4930444/PMO/2018-E&S-2 dated 22.10.2018 referring to earlier PMO ID Note No - 4877064/PMO/2018-ES-II dated 13.08.2018. Shri A.N Jha has **not** applied for the post of Chief Information Commissioner in the Central Information Commission.

Submitted for further necessary directions/ orders please.

~~Member~~
13.11.18

~~SO(RTI)~~

Mr. Singh
13.11.18

~~US(RTI)~~

Sanyal
13.11.2018

~~Director (IR)~~

Pl discuss.

USCRTI)

V Singh
13/11/18

✓ | discussed. We may abide with what has been conveyed by the PMO.

~~AS (IR)~~
~~Sanyal (P)~~

For kind appraisal only;
at this stage.

V Singh
13/11/18

Merrany
13/11/18

h. m.
vs/abans.

~~AS (LR)~~
13/11/18

V Singh
13/11/18

~~Dir (IR)~~

~~USCRTI)~~
~~SO (RTI)~~
~~ASO (MK)~~

F.No. 4/B/2018-IR
Government of India
Ministry of Personnel Public Grievances & Pensions
Department of Personnel & Training

Subject: Meeting of the Committee for recommending the selection of Chief Information Commissioner and Information Commissioners in the Central Information Commission

The selection process for filling up of the present vacancies of Chief Information Commissioner and Information Commissioners in the Central Information Commission set up under the RTI Act, 2005 has been commenced. In response to the related advertisements, 280 and 64 applications respectively were received ; and are before the respective Search Committee.

2. As per the Section 12(3) of the RTI Act, 2005, "The Chief Information Commissioner and Information Commissioners shall be appointed by the President on the recommendation of a committee consisting of -
- (i) The Prime Minister, who shall be the Chairperson of the Committee ;
 - (ii) The Leader of Opposition in the Lok Sabha ; and
 - (iii) A Union Cabinet Minister to be nominated by the Prime Minister.

It has also been provided that where the Leader of Opposition in the House of People has not been recognized as such, the Leader of the single largest group in opposition of the Government in the House of the People shall be deemed to be the Leader of Opposition.

3. Shri Mallikarjun Kharge, MP and Leader of the Congress party in the Lok Sabha, is therefore, a Member of the said Committee. Shri Arun Jaitley, Union Finance Minister has been nominated by the Prime Minister on the said Committee.
4. It has been informed by the PMO that the meeting of the said Committee is to be scheduled at 7, Lok Kalyan Marg, on the 27th of November 2018, at 7:30 PM. It is proposed to notify the Members of the Committee accordingly. The detailed agenda / brief for the meeting may be conveyed separately.
5. Meeting Notice drafted accordingly is submitted for kind approval.

Sanjay Kumar
(Sanjay Kumar)

Under Secretary to the Govt. of India
21.11.2018

Dir (IR)

V. Sinha
21/11/18

AS (IR)

Sanjay Kumar
21/11/18

Secy (P)

[Signature]

21/11/2018

Dir (IR)

[Signature]

Government of India
Ministry of Personnel, Public Grievances and Pensions
(Department of Personnel & Training)
IR Division

Sub: Appointment of Chief Information Commissioners in the Central Information Commission

In exercise of the powers conferred by sub-section (1) of section 12 of Right to Information Act, 2005, the Central Government has constituted the Central Information Commission. As per sub section (2) of section 12 of the Act, the Commission shall consist of the Chief Information Commissioner and such number of Central Information Commissioners not exceeding ten, as may be deemed necessary. The vacancy of Chief Information Commissioner has arisen as Shri Vijay Sharma has demitted office on 01.01.2015. At present, there are seven Information Commissioners.

2. As per Section 12(5) of the RTI Act, 2005, 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."

3. As per Section 13(1) of the Act, the 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 Chief Information Commissioner shall hold office as such after he has attained the age of sixty-five years.

4. According to sub-section (3) of Section 12 of the Act, the Chief Information Commissioner and the Information Commissioners shall be appointed by the President on the recommendation of a committee consisting of:

- (i) the Prime Minister who shall be the Chairperson of the Committee;
- (ii) the Leader of the Opposition in the Lok Sabha; and
- (iii) A Union Cabinet Minister to be nominated by the Prime Minister.

5. Accordingly the Committee was constituted with the Prime Minister, as Chairperson, Shri Mallikarjun Kharge, Leader of the single largest Party in Opposition in the Lok Sabha and Shri Arun Jaitley, Minister of Finance.

6. Meeting Notice for the Selection Committee has been issued on 21.11.2018. Agenda has been attempted and is placed below for kind approval.

Director(IR)

AS(LR)

Secy (P)

[Handwritten signature]

22/11/18

[Handwritten signature]
22/11/18

[Handwritten signature]
22/11/2018
US

Government of India
Ministry of Personnel, Public Grievances and Pensions
(Department of Personnel & Training)
IR Division

Sub: Appointment of Chief Information Commissioners in the Central Information Commission

In exercise of the powers conferred by sub-section (1) of section 12 of Right to Information Act, 2005, the Central Government has constituted the Central Information Commission. As per sub section (2) of section 12 of the Act, the Commission shall consist of the Chief Information Commissioner and such number of Central Information Commissioners not exceeding ten, as may be deemed necessary. The vacancy of Chief Information Commissioner has arisen as Shri Vijay Sharma has demitted office on 01.012.2015. At present, there are seven Information Commissioners.

2. As per Section 12(5) of the RTI Act, 2005, 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."

3. As per Section 13(1) of the Act, the 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 Chief Information Commissioner shall hold office as such after he has attained the age of sixty-five years.

4. According to sub-section (3) of Section 12 of the Act, the Chief Information Commissioner and the Information Commissioners shall be appointed by the President on the recommendation of a committee consisting of:

- (i) the Prime Minister who shall be the Chairperson of the Committee;
- (ii) the Leader of the Opposition in the Lok Sabha; and
- (iii) A Union Cabinet Minister to be nominated by the Prime Minister.

5. Letter from Cabinet Secretariat has been received intimating the Search Committee which is scheduled to be held on 24.11.2018 at 4.00 PM at Committee Room in Cabinet Secretariat. Draft meeting notice has been attempted and is placed below for approval please.

Director(IR)

Sayaylu
22/11/18
V Sinda
22/11/18

AS(LR)

notranj
22/11/18

Secy (P)

Meeting held
CB (RTI)

Government of India
Ministry of Personnel, Public Grievances and Pensions
(Department of Personnel & Training)
IR Division

Sub: Appointment of Chief Information Commissioners in the Central Information Commission

Reference FR (page 28/cor.)

2. FR is an email informing that Shri Mallikarjun Kharge, Leader of the single largest group in opposition, being the Chairman of Public Accounts Committee is leading the Committee on a study visit to Hyderabad and other places from 26th November to 28th November, 2018 and that the said study visit was fixed around 15 days before and the Member of PAC have already confirmed their attendance and in view of this, he has regretted his inability to attend the meeting.
3. Meeting notice for the Committee constituted as per Section 12(3) of the Right to Information Act 2005 has been issued on 21.11.2018. In response to the meeting notice, the above email has been received.
4. Submitted for kind consideration and further orders please.

✓ page 1/cor

Sanyal
UZ (RTI)
23.11.2018

Director (IR)

AS (LR)

Secy (P)

✓ Sinha
23.11.18

- Further, as discussed - e-mail as received (vide-FR) had also been forwarded to Secy to PM, JS-PMO, JS-Cab Secy. apart from Secy-P.
- For kind appraisal. We may request a revised schedule at convenience of Hon: PM accordingly, if kindly agreed further.

PTP

met on 23/11/18
Discussed with Secy to PM.
A letter postponing the meeting may be put up.

AS (LR)

h. M. 26/11

W. r. t. directions on pre-page :

The draft communications as directed
are placed hereunder for kind perusal / approval.

Secy (P)

Mohanty
26/11/16

M. M. _____
26/11/2016

Dir (IR)

Government of India
Ministry of Personnel, Public Grievances and Pensions
(Department of Personnel & Training)
IR Division

Sub: Appointment of Chief Information Commissioners in the Central Information Commission

According to sub-section (3) of Section 12 of the RTI Act, 2005 the Chief Information Commissioner and the Information Commissioners shall be appointed by the President on the recommendation of a committee consisting of:

- (i) the Prime Minister who shall be the Chairperson of the Committee;
- (ii) the Leader of the Opposition in the Lok Sabha; and
- (iii) A Union Cabinet Minister to be nominated by the Prime Minister.

2. Accordingly the Committee was constituted with the Prime Minister, as Chairperson, Shri Mallikarjun Kharge, Leader of the single largest Party in Opposition in the Lok Sabha and Shri Arun Jaitley, Minister of Finance.

3. Meeting Notice for the Committee was issued on 21.11.2018 for convening the meeting on 27.11.2018. Letter from Shri Mallikarjun Kharge, Leader of the single largest group in opposition, was received informing that Shri Mallikarjun Kharge being the Chairman of Public Accounts Committee is leading the Committee on a study visit to Hyderabad and other places from 26th November to 28th November, 2018 and that the said study visit was fixed around 15 days before and the Member of PAC have already confirmed their attendance and in view of this, he regretted his inability to attend the meeting.

4. It has been informed by PMO that the meeting of the Committee is rescheduled and will now be held on 11th December, 2018 at 6.30 PM at 7 Lok Kalyan Marg, New Delhi. Accordingly a meeting notice has been attempted and is placed below for approval.

Director (IR)

Sanyal Kumar
27.11.2018

AS(LR)

V Sankar
27/11/18

Manoj
27/11/18

Sanyal (P)

M. M. M. M.
27/11/2018

Dir (TR)

V Sankar
27/11/18

SO (RTI)

US/RTI)

27/11/2018

Reference notes at prepage (pg 5/n)

2. Meeting Notice of the meeting of the committee constituted as per Section 12(3) of the RTI act, 2005 to be held on 11.12.2018 at 6:30 pm at 7 Lok Kalyan Marg, New Delhi has been issued on 27.11.2018.

3. A draft agenda for the meeting has been attempted. If approved we may ^{provide} supply the same to the members of the Committee.

Submitted please.

39/c
DFA

Manoj
30.11.18

SO(RTI)

M.P. Singh
30.11.18

USC(RTI)

30/11/2018
USC(RTI)

Director (IR)

V. Srinivas
30/11/18

02/12
ASC(R)

Pl. discuss, along with agenda note/ brief on previous occasion when ^{recommendations} ~~selections~~ were actually done for CICs / ICs by the Committee mentioned above.] X

Dir (IR)

Mohanan
02/12/18

Pl place 'X' on file urgently.

USC(RTI)

V. Srinivas
04/12/18

Agenda Notes for the last years

2015 and 2016 are placed opposite.

Sanyam Kumar
USC(RTI)
04.12.2018

Director (IR)

V. Srinivas
5/12/18

ASC(R)

- As edited pt. for CIC.
- Similarly. to edit for IC.

Dir (IR)

Mohanan
04/12/18

Soft copy sent by mail (Agenda note for CIC (06.12.2018).)

fpp

-7-17-

Draft Agenda (for CIC) placed below for approval pl.

ASC (R)

May kindly be considered.
As amended.

V Sinha
07/12/18

Secy (P)

W. Ramani
07/12/18


7/12/2018.

CABINET SECRETARIAT
RASHTRAPATHI BHAWAN

Subject: Appointment of Chief Information Commissioner and Information Commissioners in the Central Information Commission -reg.

DoPT files bearing Nos. 4/13/2018- IR and 4/09/2018-IR pertaining to appointment of Chief Information Commissioner and Information Commissioners in the Central Information Commission are being returned to DoPT.

Richa
(Richa Gaharwar)
Director (ACC)

Department of Personnel & Training (Shri G.D. Tripathi, Joint Secretary), North Block
Cabinet Secretariat ID No. 8/18/2018-CS (A) dated 10.12.2018

For you sir.
Copy 11/12/2018
AS (LR)
11/12/18
Dir (IR)
US (RTI)
V Sindh
11/12/18

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

Sub: Appointment of Chief Information Commissioners in the Central Information Commission.

In exercise of the powers conferred by sub-section (1) of section 12 of Right to Information Act, 2005, the Central Government has constituted the Central Information Commission. As per sub section (2) of section 12 of the Act, the Commission shall consist of the Chief Information Commissioner and such number of Central Information Commissioners not exceeding ten, as may be deemed necessary. The vacancy of Chief Information Commissioner has arisen as the previous incumbent Shri R.K. Mathur has demitted office on 24.11.2018.

2. As per Section 12(5) of the RTI Act, 2005, 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."

3. As per Section 13(1) of the Act, the 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 Chief Information Commissioner shall hold office as such after he has attained the age of sixty-five years.

PRESIDENT'S SECRETARIAT

Dy. No.F-663829/2018/CAH

Date..14/12/2018

9

14/12/18

ZAK

- 20 -

4. According to sub-section (3) of Section 12 of the Act, the Chief Information Commissioner and the Information Commissioners shall be appointed by the President on the recommendation of a committee consisting of:

- (i) the Prime Minister who shall be the Chairperson of the Committee;
- (ii) *the Leader of the Opposition in the Lok Sabha; and
- (iii) A Union Cabinet Minister to be nominated by the Prime Minister.

*where the Leader of Opposition in the House of the People has not been recognized as such, the Leader of the single largest group in opposition of the Government in the House of the People shall be deemed to be the Leader of Opposition.

5. Accordingly the Committee was constituted with the Prime Minister, as Chairperson and Shri Mallikarjun Kharge, Leader of the single largest Party in Opposition of the Government in the Lok Sabha and Shri Arun Jaitley, Minister of Finance & Corporate Affairs.

6. A Circular dated 23.10.2018 seeking applications from interested persons for the post of Chief Information Commissioner in the Chief Information Commission was posted on the website of DoPT on 24.10.2018 after approval of the competent authority (pages 14-16/cor.). Advertisement was also published in the Hindu and Times of India in English, Dainik Bhaskar and Hindustan in Hindi in all editions in India(pages 21-24/cor). The last date for receipt of applications was 12.11.2018.

7. In response, a total number of 64 applications had been received by the last date for the post of Chief Information Commissioner in the Central Information Commission. List of the 64 applications may please be seen at pages 25-45/cor.

8. The Prime Minister on 13.08.2018 had approved constitution of a Search Committee for the present round of selection process (pages 10/cor), as given below:-

i.	Cabinet Secretary	Chairman
ii.	Additional Principal Secretary to Prime Minister	Member
iii.	Secretary (Personnel)	Member
iv.	Secretary (I&B)	Member
v.	Secretary (Expenditure)	Member
vi.	Dr. Manoj Panda (Director), Institute of Economic Growth, Delhi University	Member

9. The Search Committee met under the Chairmanship of Cabinet Secretary on 24.11.2018 and shortlisted candidates for the post of Chief Information Commissioner in the Central Information Commission. Minutes of the Search Committee may please be seen at pages 120-121/cor.

10. Meeting of the Committee constituted under Section 12(3) of the Right to Information Act headed by the Prime Minister was held at 6.30 pm on 11.12.2018. Agenda note of the meeting is at **Flag 'A' (pages142-164/cor)**. During the meeting the Committee perused the agenda note, including the details of the applicants along with their profile. Notwithstanding the short-listing done by the search committee, the Committee considered all eligible applicants who applied in response to advertisement made on 24.10.2018 for the post of Chief Information Commissioner as well as the names shortlisted by the Search Committee headed by Cabinet Secretary.

11. After taking into account all the relevant factors, the Committee recommended Shri Sudhir Bhargava IAS (Retd.)(RJ:79) (currently Information Commissioner in Central of Information Commission since 11.06.2015) for appointment as Chief Information Commissioner in the Central of Information Commission.

12. Minutes of the meetings dated 11.12.2018 may please be seen at **Flag 'B' (pages165 to 167/cor)**.

13. The CV of Shri Shri Sudhir Bhargava IAS (Retd.)(RJ:79) and currently Information Commissioner in the Central Information Commission, who is presently recommended for appointment as Chief Information Commissioner, is at Flag 'C' (pages 168-183/cor) .

14. The recommendation of the Committee may be submitted to the Hon'ble President for the appointment of Shri Sudhir Bhargava IAS (Retd.)(RJ:79) for appointment as Chief Information Commissioner under Section 12(3) of the Right to Information Act, 2005. His term of office shall not be more than five years in aggregate as the Information Commissioner and Chief Information Commissioner or till he attains the age of sixty-five years, whichever is earlier.

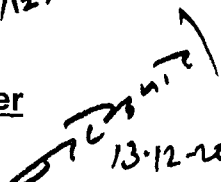

12/12/2018

(Dr. C. Chandramouli)
Secretary (P)
12th December, 2018

MOS (PP)

11/12/12-11-18

Prime Minister


13-12-2018

President

Recommended
16-12-2018

Minister of State for Personnel, Public
Grievances and Pensions [Mr Jitendra Singh]

President's Secretary's File No. 53-CA17/2018, dated 17/12/18

17/17-11-18

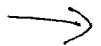
Secy (P)


18/12/2018

AS (R)

Dir (IR)

18/12/18



Subject:- Appointment of Chief Information Commissioner in the Central Information Commission.

Reference: Notes on pre-page.

2. Hon'ble President has approved the appointment of Shri Sudhir Bhargava, IAS (Retd) (RJ:79) (currently Information Commissioner in the Central Information Commission) as Chief Information Commissioner for the balance period of his 5 years tenure in the Central Information Commission, or till the age of 65 years, whichever is earlier.

3. Draft offer letter to Shri Sudhir Bhargava is placed below for approval please.

V Sinha
(Varsha Sinha)
Director (IR)
18.12.2018

AS (IR)

Secy (P)

not trans
19/12/18
18/12/2018

AS (CLR)

19/12/18

Dir (IR)

PI send by hand personally.

V Sinha
19/12/18

USCRTI)

handed over personally and Acceptance

has also been received, which is at page 191/Cor.

19/12/2018

Letter to President sent from Secy (P) has

also been issued at page 192-195/Cor.

21/12/2018

Main copy for sign of V Sinha 18/12/18 AS (IR)

Reference FR (page 191/Corr.)

2. Shri Sudhir Bhargava vide D.O. No. I.C.(SB)/CIC/Pers/2018, has informed his acceptance of the offer of appointment as Chief information Commissioner.

3. President Secretariat may be requested to inform the date and time at which Hon'ble President would be pleased to administer Oath to the new Chief Information Commissioner. In this regard, draft has been attempted & is placed for kind consideration. DFA please.

Manoj 19.12.18

SO (RTI)

M.P. Singh 19.12.18

US (RTI)

Suggested list of invitees, on the basis of past practice, is also placed below for kind consideration. CIC designate has confirmed that he will take Oath in Hindi.

Sayaj Kumar
US (RTI)
19.12.2018

Director (IR)

DFA please.

Director (IR)

21/12/18

V. Sankar
21/12/18

AS (IR)

Motiram 21/12/18

Secy (IR)

M. N. ... 21/12/2018.

AS (IR) 24/12/18

Dir (IR)

US (RTI)

V. Sankar
24/12/18

Government of India
Ministry of Personnel, Public Grievances and Pensions
(Department of Personnel & Training)
IR Division

Sub: Appointment of Chief Information Commissioner in the Central Information Commission.

In exercise of the powers conferred by sub section (1) of Section 12 of the Right to Information Act 2005, the Central Government has constituted the Central Information Commission. As per sub section (2) of Section 12 of the Act, the Commission shall consist of the Chief Information Commissioner and such number of Central Information Commissioners, not exceeding ten, as may be deemed necessary.

2. The President has approved the appointment of Shri Sudhir Bhargava as Chief Information Commissioner in Central Information Commission and the President will administer the oath of office to the Chief Information Commissioner-designate on 1st January, 2019 at 1300 hrs. This has to be **published in Part-II Section 3, sub-section (ii) of the Gazette of India, Extraordinary.** Accordingly, we may request the Manager, Government of India Press, Mayapuri to publish in Part-II Section 3, sub-section (ii) of the Gazette of India, Extraordinary **on 1st January, 2019 after 1400 hrs as per DFA.**

Sanyal Kumar
US (RTI)
31.12.2018

Director (IR) - on leave

AS (LR)

Dir (IR) - on leave

US (RTI)

A SO (RTI)

ASO (MU)

31/12/2018

As desired a revised draft is put up for consideration please.

Sanyal Kumar
US (RTI)
01.01.2019

Director (IR) - on leave

AS (LR)

Subject: - Appointment of Chief Information Commissioner in the Central Information Commission

Gazette Notification for the appointment of Shri Sudhir Bhargava as the Chief Information Commissioner in the Central Information Commission with effect from the afternoon of 1st day of January, 2019 is placed at pp 197/Corr.

pg 197. corr/c

2. In the hearing of WP(C) No. 436/2018 in Supreme Court on 13.12.2018, the Hon'ble Supreme Court directed DoPT to put on the website the names of the Search Committee, the names of the candidates who have been shortlisted as well as the criteria which is followed for selection. In this regards, we may start the process of preparing / merging the file/ part files for uploading on the website of DoPT on the lines of the last appointment process [F.No 4/2/2015-IR]. On finalization we may seek approval of the competent authority before uploading the website.

Manoj
2.1.19

so (RTI)

Mr. Singh
2.1.19

US (RTI)

Copies of the notification has also been sent to CIC (page 206/Corr).

Sanjay Kumar
2.1.19

Director (IR) - on leave

Seen. As proposed. pl. prepare and resubmit.

AS (CR)

Dir (IR) - on leave

notranj
02/01/19

US (RTI)

[Signature]
3/1/2019

SO (RTI)

ASO (ML)

Subject: - Appointment of Chief Information Commissioner in the Central Information Commission

Reference AS(LR) notes on prepage.

2. In the hearing of WP(C) No. 436/2018 in Supreme Court on 13.12.2018, the Hon'ble Supreme Court directed DoPT to put on the website the names of the Search Committee, the names of the candidates who have been shortlisted as well as the criteria which is followed for selection. In this regards, the file has been prepared for uploading on the website of DoPT on the lines of the last appointment process [F.No 4/2/2015-IR]. The earlier uploaded file may be seen at <https://dopt.gov.in> > RTI > Important Files of RTI Division.

3. If approved we may upload the file [F.No 4/13/2018-IR] on the website of DoPT.

Submitted please.

~~Manoj~~ 14/1/19

soft copy

M.P. Singh
14.1.19

~~US(RTI)~~

Sanyal
US(RTI)
14.1.19

~~Director (IR)~~

For approval pt

~~AS(LR)~~

V Sankar
14/01/19

~~Secy (PI)~~

Manoj
15/01/19


15/01/2019

~~AS(LR)~~

16/01/19

~~Dir (IR)~~

V Sankar
16/01/19

US(RTI)