Disclosure of Information is subject to exemptions under Section 8(i)(j) and Section 10(1) of the RTI Act, 2005.

CONFIDENTIAL

Minutes of the Meeting of the Search Committee held on 21.11.2019 for shortlisting candidates for appointment as Information Commissioners in the Central Information Commission

Present:

(i) **Shri Rajiv Gauba, Cabinet Secretary**
(ii) **Dr. C. Chandramouli, Secretary, Department of Personnel & Training**
(iii) **Dr. Guruprasad Mohapatra, Secretary, Department for Promotion of Industry and Internal Trade**
(iv) **Dr. Manoj Panda, RBI Chair Professor, Institute of Economic Growth, Delhi University**

The Search Committee was apprised that as per Section 12(2) of the Right to Information (RTI) Act, 2005, 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. The Committee was also informed about the present incumbency status of Chief Information Commissioner and Information Commissioners in the Central Information Commission, as detailed in **Annexure-I.**

2. The Committee was further informed that as per Section 12(5) of the 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. The Committee was also informed of the other statutory provisions related to the posts of Information Commissioners in the Central Information Commission.

3. The Committee noted that in accordance with the RTI (Amendment) Act, 2019 which came into force with effect from 24.10.2019 and the RTI (Term of Office, Salaries, Allowances and Other Terms and Conditions of Service of Chief Information Commissioner, Information Commissioners in the Central Information Commission, State Chief Information Commissioner and State Information Commissioners in the State Information Commission) Rules, 2019 dated 24.10.2019, every Information Commissioner shall hold office for a term of three 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. It was further apprised that the candidates shortlisted by the Search Committee shall be placed for consideration of the Committee constituted under Section 12(3) of the RTI Act.

4. The Search Committee was informed that the Department of Personnel & Training (DoPT) had advertised the posts of Information Commissioners by posting on the website of the Department on 04.01.2019 and by publishing in the Newspapers on 08.01.2019.

.. was apprised that a total of 256 applications were received in response to the advertisement by the due date of receipt of applications i.e. 25.01.2019.

5. The Search Committee took note of the Judgment dated 15.02.2019 of the Supreme Court of India in the matter of Ms. Anjali Bhardwaj & Ors. Versus Union of India & Ors. [WP(Civil) No. 436 of 2018]. The Committee also noted that the Hon'ble Supreme Court has in its aforementioned Judgment, *inter-alia*, stated that it would also be appropriate if the said terms and conditions on which appointments of CIC and Information Commissioners are to be made are specifically stipulated in the advertisement and put on the website as well. The Search Committee also took note of the amendments in the RTI Act and the rules framed pursuant to the amendments.

6. The Search Committee after detailed deliberations, observed that the advertisement for filling up the posts of Information Commissioners was published in the month of January, 2019. The terms and conditions of the posts of Information Commissioners have since been revised. The Committee felt that in view of the directions of the Hon'ble Supreme Court mentioned in para 5 above, it may be appropriate to call for fresh applications by re-advertising the posts of Information Commissioners specifying the revised terms and conditions. Those who have applied for the post in response to the earlier advertisement may be requested to communicate their willingness to be considered for the post under the new terms and conditions of service, along with an updated bio-data, if required. This may also be mentioned in the advertisement.

(Manoj Panda) **(Guruprasad Mohapatra)**

(C. Chandramouli) **(Rajiv Gauba)**

****

F.No: 4/16/2018-IR (Pt V) (3)
C.No: 3149551

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

Subject: - Appointment of four 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. 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.

3. 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.*

4. 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."*

5. At present, the Central Information Commission has a Chief Information Commissioner and six Information Commissioners. The Incumbency Statement as on date, of Information Commissioners and Chief Information Commissioner, is placed **at Flag 'A'.**

6. As the present Chief Information Commissioner is going to complete his tenure on 11.01.2020, a vacancy is due to arise in the post of Chief Information Commission thereafter. A separate proposal has been moved vide

F.No.4/11/2019-IR on 05.11.2019 for initiating the process of appointment to fill up the vacancy due to arise in the post of Chief Information Commissioner ; and is presently under consideration / decision.

7. The instant proposal is for appointment against the vacancies in the posts of Information Commissioners in the Central Information Commission. Previously, four vacancies in the posts of Information Commissioners had arisen during November, 2018 to January, 2019. With due approvals, the related appointment process was initiated vide Advertisement dated 04.01.2019 posted on the website of this Department and also published in all editions of 04 newspapers (02 each English and Hindi) on 08.01.2019. The last date for receipt of applications was 25.01.2019 ; and a total of 256 applications were received by the last date of receipt of applications.

8. Meanwhile, the Hon'ble Supreme Court in its Judgement dated 15.02.2019 in WP No.436 of 2018: Ms Anjali Bhardwaj & others Vs. Union of India and others pertaining to fill up the vacancies in CIC, has disposed of the WP, inter-alia holding that-

(i) The procedure is now adequately transparent, one cannot find fault in the process of appointment;
(ii) There have been undue delays in filing up these vacancies; and that vacancies shall be filled up, in future well in time.
(iii) The terms and conditions on which such appointments are to be made be specifically stipulated in the advertisement and put on the website as well;
(iv) The Search Committee ought to make criteria for shortlisting the candidates public so that it is ensured that shortlisting is done on the basis of objective and rational criteria;
(v) Information Commissioners are appointed from other streams/categories as well;
(vi) Vacancies be filled up in future without any delay by initiating the process for filling up the vacancies one or two months before.

9. The meeting of the Search Committee for shortlisting of panel to be placed before the Committee as per Section 12(3) of the RTI Act, 2005 headed by the Hon'ble Prime Minister, took place on 21.11.2019. Minutes of the meeting may be seen at **Flag 'B'**. The Committee took note of the Judgement dated 15.02.2019 of the Hon'ble Supreme Court in the matter of Ms. Anjali Bhardwaj & Ors Vs UoI & Ors [WP (C) No.436/2018] which, inter-alia, stated that it would also be appropriate if the said terms and conditions on which appointments of CIC and ICs are to be made are specifically stipulated in the advertisement and put on the website as well. The Committee also took note of the amendments in the RTI Act and the Rules framed pursuant to these amendments.

10. The Committee, after detailed deliberations, observed that the advertisement for filling up the posts of Information Commissioners was

published in the month of January, 2019. The terms and conditions of the posts of Information Commissioners have since been revised, it may be appropriate to call for fresh applications by re-advertising the posts of Information Commissioners specifying the revised terms and conditions. Those who have applied for the post in response to the earlier advertisement dated 04.01.2019 may be requested to communicate their willingness to be considered for the post under the new terms and conditions of service along with an updated bio-date, if required.

11. As per practice, the process of selection of Information Commissioners involves –

(i) Inviting the particulars of interested persons through advertisements in newspapers (two English and two Hindi) and through DoPTs Website.

(ii) Tabulating the particulars of applicants by DoP&T and sending these to the Search Committee constituted with the approval of the Hon'ble PM and chaired by Cabinet Secretary for shortlisting of panel of names.

(iii) Obtaining the recommendation of the Committee headed by the Hon'ble Prime Minister constituted under Section 12(3).

(iv) Persons recommended by the Committee under Section 12(3) are appointed by the Hon'ble President.

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

(i) To close the previous process of appointment of Information Commissioners in the Central Information Commission initiated vide advertisements dated 04.01.2019 posted on the website of this Department and also published in all editions of 04 newspapers (02 each English and Hindi) on 08.01.2019.

(ii) To start afresh the process of appointment of four Information Commissioners in the Central Information Commission in light of decision taken by the Search Committee in its meeting held on 21.11.2019 in view of the revision of the Terms and Conditions of the post of Information Commissioners.

Also, those who had applied for the post in response to the earlier advertisement dated 04.01.2019 may be requested to communicate their willingness to be considered for the post under the new terms and conditions of service along with an updated bio-data, if required.

(iii) Constitution of Search Committee for shortlisting of candidates, with Cabinet Secretary as Chairman. A copy of previous approval regarding the composition of Search Committee is placed at **Flag 'C'.**

(iv) To nominate one Union Cabinet Minister as member of the 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, Late Shri Arun Jaitley, Minister of Finance, was nominated as member of the Committee.] **Flag 'C'.**

(v) To consider nominating a member to the Search Committee in place of the APS to PM as the same post is vacant at present. A file bearing No.4/11/2019-IR has already been submitted in this regard to the PMO on 07.11.2019.

(vi) To nominate outside expert as a member of the Search Committee. During the previous 2-3 rounds of selection process of CIC & ICs, Dr. Manoj Panda, Institute of Economic Growth, Delhi University has been the outside expert.

(vii) Draft advertisement inviting applications for appointment to the four vacant posts of Information Commissioners in the CIC in line the terms and conditions of the service for the posts of Information Commissioners framed under RTI Rules, 2019 is placed alongside :-

i. To be published in 04 leading newspapers (02 each in Hindi and English).
ii. To be placed on DoPT's website.

Submitted for soliciting the kind approval of the Hon'ble PM.

29/11/19
(Rakesh Kumar)
Under-Secretary (IR-I)

Dir(IR)

V Sinha
29/11/19

S1779(38)

AS(IR)

29/11/19

Secy (P) - O.L.

Hon'ble MOS (PP)

29.XI.19

Hon'ble PM

(7)

CONFIDENTIAL

PRIME MINISTER'S OFFICE

******

South Block,
New Delhi – 110 011

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

Reference is invited to DOPT's notes no. 4/16/2018-IR(Pt.), 4/11/2019-IR and 4/16/2018-IR (Pt.V) dated 25.9.2019, 7.11.2019 and 29.11.2019 respectively on the subject cited above.

2. Prime Minister has approved the following:

(i) Initiating the process of appointment of Chief Information Commissioner in CIC as per practice of publication of advertisement in leading newspapers and constitution of Search Committee.

(ii) To close the previous process of appointment of Information Commissioners in the Central Information Commission initiated vide advertisements dated 04.01.2019 posted on the website of the Department and also published in all editions of 04 newspapers (02 each English and Hindi) on 08.01.2019.

(iii) To start afresh the process of appointment of four Information Commissioners in the Central Information Commission in light of decision taken by the Search Committee in its meeting held on 21.11.2019, in view of the revision of the Terms and Conditions of the post of Information Commissioners.

Those who had applied for the post in response to the earlier advertisement dated 04.01.2019 may be requested to communicate their willingness to be considered for the post under the new terms and conditions of service along with an updated bio-data, if required.

(iv) Nominating Shri Amit Shah, Union Home Minister as Member of the Committee headed by the Prime Minister to be constituted under Section 12(3) of RTI Act in place of Shri (Late) Arun Jaitley, then Minister of Finance.

(v) To reconstitute the Search Committee for short listing candidates for appointment as Chief Information Commissioner/Information Commissioners with the following composition:-

1.	Cabinet Secretary	Chairman
2.	Secretary (Personnel)	Member
3.	Secretary (I&B)	Member
4.	Secretary (DIPP)	Member
5.	Dr. Manoj Panda (Director) Institute of Economic Growth, Delhi University	Member

10/12/19

(8)

3. DoPT files no. [4/16/2018-IR(Pt.), 4/11/2019-IR and 4/16/2018-IR(Pt.V)] are returned herewith.

Kavitha 10/12/19

(Kavitha V. Padmanabhan)
Deputy Secretary
Tel. No. 2301 3132

11/12

Secretary, Department of Personnel & Training

PMO ID no. 5137496,5164333,5177938/PMO/2019-HR Dated 10.12.2019

AS (HR)

Dir (IR)
12/12/19

USCIR-2)

Mohanty 11/12/19

V Sinha
12/12/19

I/37111184

F. NO. 4/16/2018-IR
Government of India
Ministry of Personnel, Public Grievances and Pensions
(Department of Personnel and Training)

North Block, New Delhi
Dated: 12th December, 2019

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

Under the Right to Information Act 2005, the Government of India has constituted the Central Information Commission, which is located in New Delhi. The powers and functions of the Information Commissioner in the Central Information Commission are as per the RTI Act, 2005.

2. It is proposed to appoint four Information Commissioners in the Central Information Commission.

3. The Act provides that the Information Commissioner -

(i) 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.

(ii) 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. It is clarified that cessation/termination of holding of office of profit, pursuing any profession or carrying any business is a condition precedent to the appointment of a person as Information Commissioner.

4. Persons who have attained the age of 65 years shall not be eligible for appointment.

5. The salary, allowances and other terms and conditions of service of the Information Commissioners shall be as per Right to Information (Term of Office, Salaries, Allowances and Other Terms and Conditions of Service of Chief Information Commissioner, Information Commissioners in the Central Information Commission, State Chief Information Commissioner and State Information Commissioners in the State Information Commission) Rules, 2019.

6. Persons fulfilling the criteria and interested for appointment to the post of Information Commissioner may send their particulars in the **enclosed proforma**, by post, to Under Secretary (IR-II), Room No. 215 A/II, Department of Personnel and Training, North Block, New Delhi or through e-mail to usrti-dopt@nic.in so as to reach **before 5:00 PM on 3rd January, 2020**. Persons serving under the State/Central Government or any other Organization, should send their particulars through proper channel (administrative Ministry/Department of State-UT/ Central Government or the Controlling Office respectively).

Sanjay Kumar
(Sanjay Kumar)
Under Secretary (IR-II)
Tel: 23092759

Note: (i) RTI Act, 2005 and Rules thereunder may be referred to by intending applicants for general familiarization, as could be appropriate.

(ii) Those who had applied for the post of Information Commissioner in response to the earlier advertisement dated 04.01.2019 are requested to communicate in writing their willingness to be considered for the post of Information Commissioner under the present terms and conditions of service, along with an updated bio-data, if required, so as to reach Under Secretary (IR-II) by post or through e-mail before 5:00 PM on 3rd January, 2020.

Proforma for sending particulars for consideration for the post of Information Commissioner in the Central Information Commission

Please affix the latest passport size photograph

1. Name :

2. Date of Birth :

3. Present Address :

4. Contact No.

   a) Telephone (along with STD code) :

   b) Mobile :

   c) Fax :

5. E-mail Address :

6. Educational Qualification :

7. Area of Eminence {as per 3(i) mentioned in the advertisement} :

Area of eminence	
Law	
Science and Technology	
Social Service	
Management	
Journalism	
Mass-Media	
Administrative and Governance	

8. Achievements/Work Experience :

9. Present Occupation :

Date:
Place:

Signature:
Name:

Annexure

Details of Achievements/Work Experience in respect of candidates applying for the post of Information Commissioner in the Central Information Commission

Sr. No.	Post	Organisation	Period From	To	Details of achievements/experience (in brief)
1					
2					
3					
4					
5					

(12)

ITEM NO.39 COURT NO.1 SECTION PIL-W

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

MA No.1979/2019 in/and IA No.139361/2019 in W.P.(C) NO.436/2018

ANJALI BHARDWAJ & ORS. Petitioner(s)

VERSUS

UNION OF INDIA & ORS. Respondent(s)

(For IA No. 139361/2019 - CLARIFICATION/DIRECTION)

Date : 16-12-2019 The application was called on for hearing today.
CORAM :
HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE B.R. GAVAI
HON'BLE MR. JUSTICE SURYA KANT

For Petitioner(s) Mr. Prashant Bhushan, AOR
Mr. Rahul Gupta, Adv.

For Respondent(s)/ Applicant(s) Ms. Pinky Anand, Ld. ASG
Ms. Madhavi Diwan, Sr. Adv.
Ms. Pooja Dhar, Adv.
Ms. Kirti, Adv.
Mr. Rajesh Ranjan, Adv.
Mr. A.K. Sharma, Adv.

Mr. V. N. Raghupathy, AOR
Mr. Manender Pal Gupta, Adv.

Mr. P. Venkat Reddy, Adv.
Mr. Prashant Tyagi, Adv.
Mr. P. Srinivas Reddy, Adv.

Mr. G. Prakash, AOR
Mr. Jishnu M.L., Adv.
Mrs. Priyanka Prakash, Adv.
Mrs. Beena Prakash, Adv.

Mr. Ravi Prakash Mehrotra, Adv.
Mr. Ankit Agarwal, Adv.

Mr. Aaditya A. Pande, Adv.

Dr. Manish Singhvi, Sr. Adv.
Mr. Shailja Nanda Mishra, Adv.
Mr. Arpit Parkash, Adv.
Mr. Sandeep Kumar Jha, AOR

Mr. G.N. Reddy, AOR
Mr. T. Vijaya Bhaskar Reddy, Adv.
Ms. Sujatha Bagadhi, Adv.

Validity unknown
Digitally signed by SANJAY KUMAR
Date: 2019.12.17 16:50:02 IST
Reason:

(13)

UPON hearing the counsel the Court made the following
O R D E R

Heard.

Ms. Pinky Anand, learned Additional Solicitor General appearing for the respondents-Union of India, states that the respondents-Union of India will comply with the direction of this Court regarding putting up the names of the members of the Search Committee on the Official Website of the Department of Personnel and Training (DOPT), Government of India, within a period of two weeks from today.

Let the needful be done accordingly.

The respondents-Union of India is further directed to comply with the directions given in para 32 of Judgment dated 15.02.2019 passed by this Court in Writ Petition (Civil) No.436 of 2018, and complete the appointment process in respect of Information Commissioners in CIC within a period of three months from today.

List the instant application on 25.03.2020 for further hearing.

In the meantime, the Registry of this Court is directed to furnish a copy of the Status Report filed on behalf of the DOPT, to Mr. Prashant Bhushan, learned counsel appearing for the applicants/petitioners.

(SANJAY KUMAR-II)
COURT MASTER (SH)

(INDU KUMARI POKHRIYAL)
ASSISTANT REGISTRAR

Extract of SC order dt 15.02.19 in WP No. 436/2018

(14)

Information Commissioner and Information Commissioners in the CIC are to be made. The report further records as under:

> "2. The files relating to appointment of Chief Information Commissioner (F.No. 4/13/201-IR) and Information Commissioners (F.No.4/9/2018-IR) in Central Information Commission have been put on the website of DoPT (dopt.gov.in/rti/proactive-disclosure/selection of information commissioners) except personal information of the applicants which has been exempted under Section 8(1)(j) of the Right to Information Act. These files contain a list of applicants, the names of the members of Search Committee, Agenda for the Search Committee, Minutes of the Search Committee. Copies of the Gazette of India notifying the appointment of Chief Information Commissioner and Information Commissioners in the Central Information Commission w.e.f. 01.01.2019 are enclosed. The terms of appointment in respect of newly appointed Chief Information Commissioner and Information Commissioners in Central Information Commissioner will be regulated as per the Right to Information Act. The procedure for selection of Information Commissioners is given in Section 12(3) of the Right to Information Act which has been followed for the newly appointed Chief Information Commissioner and Information Commissioners. Photocopy of the Section 12(3) of the Right to Information Act is enclosed.
>
> 3. The advertisement in respect of 4 Information Commissioners in Central Information Commission, against the present vacancies, has been uploaded on the website on DoPT on 04.01.2019 and the last date of receipt of applications for the same is 25.01.2019. The advertisement has been published in the 4 leading newspapers-The Hindu' and 'Times of India' (in English); 'Daining Bhaskar' and 'Hindustan' (in Hindi) and their editions throughout India by the Burea of Outreach and Communication.

32) The aforesaid report reveals that some appointments have been made. At the same time, appointment process in respect of 4 Information Commissioners in CIC has been initiated. In this

(15)

backdrop, three aspects on which the arguments were raised by the learned Counsel for the petitioner and which need to be addressed are the following:

(a) Timely filling up of the vacancies to ensure that the work of the Information Commissioners does not suffer.

(b) Transparency in the mode of appointments.

(c) Terms and conditions on which these appointments are to be made should be clearly stated.

33) Learned counsel for the petitioners made it clear that the petitioners were not challenging the appointments already made. However, they want transparency and full disclosure of information depicting : (a) definite criteria for such appointments, (b) and such criteria should be made public in advance.

34) The petitioners are right in their submissions that there have been undue delays in filling up of these vacancies. We expect that the vacancies shall be filled up, in future, well in time. Certain directions in this behalf, which are necessitated, are given at the end of this judgment.

35) Insofar as transparency of procedure is concerned, from the status report it becomes clear that the procedure is now

16

Confidential

Cabinet Secretariat
Rashtrapati Bhawan
****

Subject: Appointment of Chief Information Commissioner and Information Commissioners in the Central Information Commission (CIC)-regarding

The undersigned is directed to refer to Department of Personnel and Training (DoPT)'s notes dated 10.01.2020 in File No. 4/11/2019-IR and File No. 4/14/2019-IR-2 on the subject mentioned above and to inform that the meeting of the Search Committee for shortlisting candidates for the posts of Chief Information Commissioner and Information Commissioners in the Central Information Commission is scheduled to be held **at 5.00 PM on 03.02.2020,** in the Committee Room, Cabinet Secretariat, Rashtrapati Bhawan, New Delhi.

2. All the members of the Search Committee may kindly be requested to attend the meeting accordingly.

3. The DoPT's Two(2) Files [File No. 4/11/2019-IR and File No. 4/14/2019-IR-2], are returned herewith.

M. Mohanty

(Meera Mohanty)
Director (ACC)

17/01/2020

Department of Personnel and Training [Dr. C. Chandramouli, Secretary]

Cabinet Secretariat I.D. No. 08/03/2019-CS(A) dated the 16th January, 2020

AS(ER) 17/01/2020

Dir (TR)

USCIR-2) VSinha 17/01/'20

(17)

F.No.4/11/2019-IR
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel and Training

North Block, New Delhi
Dated 17th January, 2020

Meeting Notice

Meeting of the designated Search Committee for recommending panel of names to the Committee constituted under Section 12(3) of the Right to Information Act for the appointment of Chief Information Commissioner and Information Commissioners in the Central Information Commission has been scheduled to be held under the chairmanship of Cabinet Secretary on 03.02.2020 at 5.00 PM in the Committee Room, Cabinet Secretariat, Rashtrapati Bhawan, New Delhi.

2. Kindly make it convenient to attend the meeting.

V Sinha
(Varsha Sinha)
Director
Ph: 23092755

Issued 17/01/2020

1. Cabinet Secretary, Cabinet Secretariat, Rashtrapati Bhawan, New Delhi.
2. Secretary (Personnel), D/o Personnel & Training, North Block, New Delhi.
3. Secretary (I&B), Room No. 655, 'A' Wing, Shastri Bhavan, New Delhi.
4. Secretary, (DIPP) Ministry of Commerce & Industry, Udyog Bhawan, New Delhi.
5. Dr. Manoj Panda, (Director), Institute of Economic Growth, Delhi University Enclave, Delhi 110007. E-mail:- manoj@iegindia.org

Copy to:-

PPS to Cabinet Secretary – to provide secretarial assistance to the Search Committee.

(18)

F.No.4/11/2019-IR
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel and Training

North Block, New Delhi
Dated 17th January, 2020

Meeting Notice

Meeting of the designated Search Committee for recommending panel of names to the Committee constituted under Section 12(3) of the Right to Information Act for the appointment of Chief Information Commissioner and Information Commissioners in the Central Information Commission has been scheduled to be held under the chairmanship of Cabinet Secretary on 03.02.2020 at 5.00 PM in the Committee Room, Cabinet Secretariat, Rashtrapati Bhawan, New Delhi.

2. Kindly make it convenient to attend the meeting.

V. Sinha
(Varsha Sinha)
Director
Ph: 23092755

Issued 17/01/2020

1. Cabinet Secretary, Cabinet Secretariat, Rashtrapati Bhawan, New Delhi.
2. Secretary (Personnel), D/o Personnel & Training, North Block, New Delhi.
3. Secretary (I&B), Room No. 655, 'A' Wing, Shastri Bhavan, New Delhi.
4. Secretary, (DIPP) Ministry of Commerce & Industry, Udyog Bhawan, New Delhi.
5. Dr. Manoj Panda, (Director), Institute of Economic Growth, Delhi University Enclave, Delhi 110007. E-mail:- manoj@iegindia.org

Copy to:-

PPS to Cabinet Secretary – to provide secretarial assistance to the Search Committee.

CONFIDENTIAL

PRIME MINISTER'S OFFICE

******

South Block,
New Delhi – 110 011

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

Reference is invited to DOPT's notes no. 4/16/2018-IR(Pt.), 4/11/2019-IR and 4/16/2018-IR (Pt.V) dated 25.9.2019, 7.11.2019 and 29.11.2019 respectively on the subject cited above.

2. Prime Minister has approved the following:

(i) Initiating the process of appointment of Chief Information Commissioner in CIC as per practice of publication of advertisement in leading newspapers and constitution of Search Committee.

(ii) To close the previous process of appointment of Information Commissioners in the Central Information Commission initiated vide advertisements dated 04.01.2019 posted on the website of the Department and also published in all editions of 04 newspapers (02 each English and Hindi) on 08.01.2019.

(iii) To start afresh the process of appointment of four Information Commissioners in the Central Information Commission in light of decision taken by the Search Committee in its meeting held on 21.11.2019, in view of the revision of the Terms and Conditions of the post of Information Commissioners.

Those who had applied for the post in response to the earlier advertisement dated 04.01.2019 may be requested to communicate their willingness to be considered for the post under the new terms and conditions of service along with an updated bio-data, if required.

(iv) Nominating Shri Amit Shah, Union Home Minister as Member of the Committee headed by the Prime Minister to be constituted under Section 12(3) of RTI Act in place of Shri (Late) Arun Jaitley, then Minister of Finance.

(v) To reconstitute the Search Committee for short listing candidates for appointment as Chief Information Commissioner/Information Commissioners with the following composition:-

1.	Cabinet Secretary	Chairman
2.	Secretary (Personnel)	Member
3.	Secretary (I&B)	Member
4.	Secretary (DIPP)	Member
5.	Dr. Manoj Panda (Director) Institute of Economic Growth, Delhi University	Member

3. DoPT files no. [4/16/2018-IR(Pt.). 4/11/2019-IR and 4/16/2018-IR(Pt.V)] are returned herewith.

(Kavitha V. Padmanabhan)
Deputy Secretary
Tel. No. 2301 3132

Secretary, Department of Personnel & Training

PMO ID no. 5137496.5164333.5177938/PMO/2019-HR Dated 10.12.2019

F.No.4/11/2019-IR
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel and Training

North Block, New Delhi
Dated 11th February, 2020

Meeting Notice

Next meeting of the designated Search Committee for recommending panel of names to the Committee constituted under Section 12(3) of the Right to Information Act for the appointment of Chief Information Commissioner and Information Commissioners in the Central Information Commission has been scheduled to be held under the chairmanship of Cabinet Secretary on 13.02.2020 at 06.30 PM in the Committee Room, Cabinet Secretariat, Rashtrapati Bhawan, New Delhi.

2. Kindly make it convenient to attend the meeting.

(Varsha Sinha)
Director
Ph: 23092755

1. Cabinet Secretary, Cabinet Secretariat, Rashtrapati Bhawan, New Delhi.
2. Secretary (Personnel), D/o Personnel & Training, North Block, New Delhi.
3. Secretary (I&B), Room No. 655, 'A' Wing, Shastri Bhavan, New Delhi.
4. Secretary, (DIPP) Ministry of Commerce & Industry, Udyog Bhawan, New Delhi.
5. Dr. Manoj Panda, (Director), Institute of Economic Growth, Delhi University Enclave, Delhi 110007. E-mail:- manoj@iegindia.org

Copy to:-

PPS to Cabinet Secretary – to provide secretarial assistance to the Search Committee.

CONFIDENTIAL

Minutes of the Meeting of the Search Committee held on 13.02.2020 for shortlisting candidates for appointment as Information Commissioners in the Central Information Commission

Present:

(i) **Shri Rajiv Gauba, Cabinet Secretary**
(ii) **Dr. C. Chandramouli, Secretary, Department of Personnel & Training**
(iii) **Dr. Guruprasad Mohapatra, Secretary, Department for Promotion of Industry and Internal Trade**
(iv) **Shri Ravi Mittal, Secretary, Ministry of Information and Broadcasting**

[Dr. Manoj Panda, RBI Chair Professor, Institute of Economic Growth, Delhi University could not attend]

The Search Committee was apprised that as per Section 12(2) of the Right to Information (RTI) Act, 2005, 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. The Committee was also informed about the present incumbency status of Chief Information Commissioner and Information Commissioners in the Central Information Commission, as detailed in **Annexure-I.** The Committee noted that four posts of Information Commissioners in the Central Information Commission are vacant upon completion of tenure of Shri Yashovardhan Azad, Shri Madabhusanam Sridhar Acharyulu and Shri Amitava Bhattacharya on 21.11.2018, 21.11.2018 & 01.12.2018 respectively and upon Shri Sudhir Bhargava demitting office on 01.01.2019 to join as Chief Information Commissioner.

2. The Committee was further informed that as per Section 12(5) of the Act, the 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. The Committee was also informed of the other statutory provisions related to the posts of Information Commissioner(s) in the Central Information Commission.

3. The Committee noted that as per the RTI Act, 2005 as amended by the RTI (Amendment) Act, 2019 and the RTI (Term of Office, Salaries, Allowances and Other Terms and Conditions of Service of Chief Information Commissioner, Information Commissioners in the Central Information Commission, State Chief Information Commissioner and State Information Commissioners in the State Information Commission) Rules, 2019 notified on 24.10.2019, every Information Commissioner shall hold office for a period of three 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. It was further apprised that the candidates shortlisted by the Search Committee shall be placed for consideration of the Committee constituted under Section 12(3) of the RTI Act.

4. The Search Committee was informed that the Department of Personnel and Training (DoPT) had earlier advertised the four posts of Information Commissioner by posting on the website of the Department on 04.01.2019 and by publishing in the newspapers on 08.01.2019 and in response to the said advertisement, a total of 256 applications were received by the due date of receipt of applications i.e. 25.01.2019. The Search Committee in its meeting held on 21.11.2019, however, noted that the Supreme Court of India in its judgment dated 15.02.2019 in the matter of Ms. Anjali Bhardwaj & Ors. Versus Union of India & Ors. [WP (Civil No. 436 of 2018] has, *inter-alia*, stated that it would be appropriate if the terms and conditions on which appointments of Central Information Commission and Information Commissioners are to be made, are specifically stipulated in the advertisement and put on the website. The Committee also observed that the terms and conditions of the posts of Information Commissioners have been revised after publishing the advertisement. Considering this, the Search Committee felt that it may be appropriate to call for fresh applications by re-advertising the posts of Information Commissioners specifying the revised terms and conditions. Further, those who applied for the post in response to the earlier advertisement may be requested to communicate their willingness to be considered for the post under the new terms and conditions of service, along with an updated bio-data, if required.

5. With the approval of the Competent Authority, Department of Personnel & Training (DoPT) re-advertised the four posts of Information Commissioner accordingly, along with an advertisement for the post of Chief Information Commissioner by posting on the website of the Department on 12.12.2019 and by publishing in the Newspapers on 14.12.2019. The Search Committee in its meeting held on 03.02.2020 was apprised that a total of 250 applications (including 69 previous applicants, who have conveyed their willingness to be considered as per the existing terms and conditions) for the post of Information Commissioners and 106 applications for the post of Chief Information Commissioner were received by the due date of receipt of applications i.e. 03.01.2020.

6. The Committee in its meeting held on 03.02.2020 scrutinized the applications received for the posts of Chief Information Commissioner as well as Information Commissioners and noted that 04 incumbent Information Commissioners who were appointed as per the earlier Terms and Conditions have applied for the post of Chief Information Commissioner. It was felt that their willingness may be obtained for considering their candidature under 'The Right to Information (Term of Office, Salaries, Allowances and Other Terms and Conditions of Service of Chief Information Commissioner, Information Commissioners in the Central Information Commission, State Chief Information Commissioner and State Information Commissioners in the State Information Commission) Rules, 2019' and thereafter, the matter may be placed before the Committee for further deliberations.

7. The Search Committee again met on 13.02.2020. The Committee took note of the Judgment dated 15.02.2019 of the Supreme Court of India in the case of Ms. Anjali Bhardwaj & Ors. Versus Union of India & Ors. [WP(Civil) No. 436 of 2018] and order dated 16.12.2019 of the Supreme Court in MA No. 1979 filed in the aforementioned case.

8. Besides the applications received by DoPT, the Search Committee also considered the names of Serving/Retired Civil Servants and names of eminent persons from other fields suggested by Members of the Search Committee. After taking into consideration the overall experience profile as well as suitability for the post, the Search Committee shortlisted the following panel (**in alphabetical order**) for consideration of the Committee constituted under Section 12(3) of the RTI Act for the four posts of Information Commissioner in Central Information Commission:

(i) Shri Ajay Narayan Jha, IAS(MN:1982)(Retd.), (DoB:15.01.1959), Former Finance Secretary and presently Member, Fifteenth Finance Commission
(ii) Ms. Seema Bahuguna, IAS(RJ:1983)(Retd.), (DoB:14.09.1959), Former Secretary, Department of Public Enterprises
(iii) Shri Atanu Chakraborty, IAS(GJ:1985), (DoB: 05.04.1960), Secretary, Department of Economic Affairs
(iv) Shri Subhash Chandra, IAS(KN:1986)(Retd.), (DoB:22.12.1959), Former Secretary, Department of Defence Production
(v) Shri Anil Kumar Dhasmana, IPS(MP:1981)(Retd.), (DoB:02.10.1957), Former Secretary, Research & Analysis Wing
(vi) Shri Rajiv Jain, IPS(JH:1980)(Retd.), (DoB:17.03.1957), Former Director, Intelligence Bureau
(vii) Shri Sitanshu Ranjan Kar, IIS(1983)(Retd.), (DoB:15.03.1959), Former Principal Director General, Press Information Bureau
(viii) Shri Rajni Kant Mishra, IPS(UP:1984)(Retd.), (DoB:02.08.1959), Former Director General, Border Security Force
(ix) Shri Frank Noronha, IIS(1982)(Retd.), (DoB:08.04.1958), Former Principal Director General, Press Information Bureau
(x) Dr. Arun Kumar Panda, IAS(OD:1984), (DoB: 30.04.1960), Secretary, Ministry of Micro, Small & Medium Enterprises
(xi) Ms. Amita Pandove, P.E.S. (Retd.), (DoB: 31.07.1960), Former Member, Punjab Public Service Commission
(xii) Ms. Preeti Sudan, IAS(AP:1983), (DoB:30.04.1960), Secretary, Department of Health and Family Welfare

(Ravi Mittal) **(Guruprasad Mohapatra)**

(C. Chandramouli) **(Rajiv Gauba)**

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Annexure-I

Incumbency Position in respect of

Chief Information Commissioner and Information Commissioners in CIC

Sl. No	Name	Date of Birth	Date of Appointment	Date of completion of tenure	Field of Excellence
1.	Shri Sudhir Bhargava, IAS Chief Information Commissioner,	12.01.1955	01.01.2019	11.01.2020	Administration & Governance
2.	Shri Bimal Julka, IAS	27.08.1955	25.02.2016	26.08.2020	Administration & Governance
3.	Shri Divya Prakash Sinha, IPS	26.09.1955	25.02.2016	25.09.2020	Law
4	**Shri Yashovardhan Azad, IPS,**	12.03.1954	22.11.2013	**21.11.2018**	Law
5.	**Shri Madabhusanam Sridhar Acharyulu, Professor, Law**	10.11.1956	22.11.2013	**21.11.2018**	Law
6.	**Shri Amitava Bhattacharya, IAS**	02.12.1953	25.02.2016	**01.12.2018**	Administration & Governance
7.	**Shri Sudhir Bhargava, IAS**	12.01.1955	11.06.2015	**01.01.2019** (demitted office to join as CIC)	Administration & Governance
8.	Shri Yashvardhan Kumar Sinha	04.10.1958	01.01.2019	03.10.2023	External Affairs Management
9.	Ms. Vanaja N. Sarna	22.06.1958	01.01.2019	21.06.2023	Tax Administration Management
10.	Shri Neeraj Kumar Gupta	19.04.1958	01.01.2019	18.04.2023	Administration & Governance
11.	Shri Suresh Chandra	05.11.1958	01.01.2019	04.11.2023	Law

Vacancies are marked in bold.

रजिस्ट्री सं० डी० एल०-33004/99 REGD. NO. D. L.-33004/99

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(कार्मिक और प्रशिक्षण विभाग)

अधिसूचना

नई दिल्ली, 24 अक्तूबर, 2019

सा.का.नि. 810(अ).—केन्द्रीय सरकार, सूचना का अधिकार अधिनियम, 2005 (2005 का 22) की धारा 27 की उपधारा (2) के खंड (गक) और खंड (गख) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए निम्नलिखित नियम बनाती है, अर्थात् :—

अध्याय I

प्रारंभिक

1. **संक्षिप्त नाम और प्रारंभ**-(1) इन नियमों का संक्षिप्त नाम सूचना का अधिकार (केन्द्रीय सूचना आयोग में मुख्य सूचना आयुक्त, सूचना आयुक्तों, राज्य सूचना आयोग में राज्य मुख्य सूचना आयुक्त और राज्य सूचना आयुक्तों की पदावधि, वेतन, भत्ते और सेवा के अन्य निबंधन और शर्तें) नियम, 2019 है।

(2) ये राजपत्र में उनके प्रकाशन की तारीख को प्रवृत्त होंगे।

अध्याय II

2. **परिभाषाएं**-(1) इन नियमों में जब तक कि संदर्भ से अन्यथा अपेक्षित न हो,--

(क) "अधिनियम" से सूचना का अधिकार अधिनियम, 2005 (2005 का 22) अभिप्रेत है;

(ख) "केन्द्रीय सूचना आयोग" का वही अर्थ होगा जो अधिनियम की धारा 2 के खंड (ख) में उसका है;

(ग) "मुख्य सूचना आयुक्त" और "सूचना आयुक्त" का वही अर्थ होगा जो अधिनियम की धारा 2 के खंड (घ) में उसका है;

(घ) "राज्य मुख्य सूचना आयुक्त" और "राज्य सूचना आयुक्त" का वही अर्थ होगा जो अधिनियम की धारा 2 के खंड (ठ) में उसका है;

(ङ) "राज्य सूचना आयोग" का वही अर्थ होगा जो अधिनियम की धारा 2 के खंड (ट) में उसका है।

(2) उन शब्दों और पदों के, जो इसमें प्रयुक्त हैं और परिभाषित नहीं हैं किन्तु अधिनियम में परिभाषित हैं वही अर्थ होंगे जो अधिनियम में उनके हैं।

अध्याय III

केन्द्रीय सूचना आयोग के मुख्य सूचना आयुक्त और सूचना आयुक्त की पदावधि, वेतन, भत्ते और सेवा के अन्य निबंधन और शर्तें

3. पदावधि- मुख्य सूचना आयुक्त या सूचना आयुक्त, उस तारीख से जिसको वह अपना पद धारण करता है, तीन वर्ष की अवधि के लिए पदधारण करेगा।

4. नियुक्ति पर वर्तमान सेवा से निवृत्त होना- यथास्थिति, ऐसे मुख्य सूचना आयुक्त या सूचना आयुक्तों को, जो आयोग में उनकी नियुक्ति की तारीख को केन्द्रीय सरकार या किसी राज्य सरकार की सेवा में थे, केन्द्रीय सूचना आयोग में मुख्य सूचना आयुक्त या सूचना आयुक्त के रूप में उनकी नियुक्त की तारीख से ऐसी सेवा से निवृत्त समझा जाएगा।

5. वेतन — (1) मुख्य सूचना आयुक्त प्रतिमास रुपये 2,50,000 (दो लाख पचास हजार रुपए) (नियत) वेतन प्राप्त करेगा।

(2) प्रत्येक सूचना आयुक्त, प्रतिमास रुपये 2,25,000 (दो लाख पच्चीस हजार रुपए) (नियत) वेतन प्राप्त करेगा।

(3) यदि, यथास्थिति, मुख्य सूचना आयुक्त या सूचना आयुक्त, अपनी नियुक्ति के समय, कोई पेंशन प्राप्त कर रहा है तो, यथास्थिति, ऐसे मुख्य सूचना आयुक्त या सूचना आयुक्त के वेतन में से, उस पेंशन की, जिसके अंतर्गत पेंशन का कोई ऐसा भाग जिसे सरांशिकृत किया गया था और सेवानिवृत्ति उपदान के समतुल्य पेंशन को छोड़कर सेवानिवृत्ति फायदों के अन्य रूपों के समतुल्य पेंशन भी है, रकम को कम कर दिया जाएगा।

(4) यदि, यथास्थिति, मुख्य सूचना आयुक्त या सूचना आयुक्त, अपनी नियुक्ति के समय, किसी केन्द्रीय अधिनियम या राज्य अधिनियम के द्वारा या उसके अधीन स्थापित निगम में या केन्द्रीय सरकार या राज्य सरकार के स्वामित्वाधीन या उसके नियंत्रणाधीन किसी सरकारी कंपनी में की गई किसी पूर्व सेवा के संबंध में सेवानिवृत्ति प्रसुविधाएं प्राप्त कर रहा है तो, यथास्थिति, मुख्य सूचना आयुक्त या सूचना आयुक्त के रूप में सेवा संबंध में उसके वेतन में से सेवानिवृत्ति प्रसुविधा के समतुल्य पेंशन की रकम को कम कर दिया जाएगा।

6. मंहगाई भत्ता – यथास्थिति, मुख्य सूचना आयुक्त या सूचना आयुक्त केन्द्रीय सरकार में समान वेतन वाला कोई पद धारण करने वाले किसी अधिकारी को अनुज्ञेय दर पर समय-समय पर यथा पुनरीक्षित मंहगाई भत्ता प्राप्त करने का हकदार होगा।

7. छुट्टी - (1) यथास्थिति, मुख्य सूचना आयुक्त या सूचना आयुक्त उतनी छुटटी के अधिकारों का हकदार होगा जो केन्द्रीय सरकार में समान वेतन वाला कोई पदधारण करने वाले किसी अधिकारी के लिए स्वीकृत हैं।

(2) मुख्य सूचना आयुक्त की दशा में छुट्टी मंजूर करने के लिए सक्षम प्राधिकारी भारत के राष्ट्रपति होंगे और सूचना आयुक्तों की दशा में मुख्य सूचना आयुक्त सक्षम प्राधिकारी होगा।

8. अनुपयोजित अर्जित छुट्टी के बदले नकद संदाय- यथास्थिति, मुख्य सूचना आयुक्त या सूचना आयुक्त, पदावधि पूरी होने के समय उसके खाते में जमा अर्जित छुट्टी का पचास प्रतिशत नकदीकरण का हकदार होगा:

परंतु, यथास्थिति, ऐसे मुख्य सूचना आयुक्त या सूचना आयुक्त के लिए, जो यथास्थिति, मुख्य सूचना आयुक्त और सूचना आयुक्त के रूप में नियुक्ति के पहले केन्द्रीय सरकार या किसी राज्य सरकार की सेवा से निवृत्त हो गया था, ऐसी कुल अवधि, जिसके लिए वह अनुपयोजित अर्जित छुट्टी के नकदीकरण का हकदार होगा, यथास्थिति केन्द्रीय सरकार या राज्य सरकार में समय-समय पर यथापुनरीक्षित समान वेतन वाला पद धारण करने वाले किसी अधिकारी को यथास्वीकृत अधिकतम अवधि के अध्यधीन होगी।

9. चिकित्सा सुविधा- यथास्थिति, मुख्य सूचना आयुक्त और सूचना आयुक्त, केन्द्रीय सरकार स्वास्थ्य स्कीम में यथा उपबंधित चिकित्सीय उपचार और चिकित्सा सुविधाओं के हकदार होंगे और ऐसे स्थानों पर जहां केन्द्रीय सरकार स्वास्थ्य स्कीम प्रवर्तन में नहीं है, मुख्य सूचना आयुक्त और सूचना आयुक्त, केन्द्रीय सेवा (चिकित्सा परिचर्या) नियम, 1944 में यथाउपबंधित चिकित्सा सुविधाओं का हकदार होगा।

10. आवास सुविधा –(1) यथास्थिति, मुख्य सूचना आयुक्त या सूचना आयुक्त, उपलब्धता के अधीन रहते हुए, केन्द्रीय सरकार द्वारा समय-समय पर विहित दरों पर लाइसेंस फीस के संदाय पर केन्द्रीय सरकार में समान वेतन वाला पद धारण करने वाले किसी अधिकारी को यथा अनुज्ञेय प्रकार के साधारण पूल आवास सुविधा से शासकीय निवास के उपयोग का हकदार होगा।

(2) जहां मुख्य सूचना आयुक्त या सूचना आयुक्त को उपनियम (1) में निर्दिष्ट साधारण पूल आवास सुविधा उपलब्ध नहीं करवाई गई है या वह स्वयं उसका उपभोग नहीं कर रहा है वहां उसे केन्द्रीय सरकार में समान वेतन वाला पद धारण करने वाले किसी अधिकारी को अनुज्ञेय दर पर मकान किराया भत्ते का संदाय किया जा सकेगा।

11. छुट्टी यात्रा रियायत, यात्रा भत्ता, दैनिक भत्ता- यथास्थिति, मुख्य सूचना आयुक्त या सूचना आयुक्त, केन्द्रीय सरकार में समान वेतन वाला पदधारण करने वाले किसी अधिकारी को यथा अनुज्ञेय छुट्टी यात्रा रियायत, यात्रा भत्ते और दैनिक भत्ते का यथास्थिति, मुख्य सूचना आयुक्त और सूचना आयुक्त को यथाशक्य लागू हकदार होगा।

अध्याय IV

राज्य सूचना आयोग के राज्य मुख्य सूचना आयुक्त और राज्य सूचना आयुक्तों की पदावधि, वेतन, भत्ते और सेवा के अन्य निबंधन और शर्तें

12. पदावधि-यथास्थिति, राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त, उस तारीख से जिसको वह अपना पद धारण करता है, तीन वर्ष की अवधि के लिए पदधारण करेगा।

13. नियुक्ति पर वर्तमान सेवा से निवृत्त होना- यथास्थिति, ऐसे राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्तों को, जो आयोग में उनकी नियुक्ति की तारीख को केन्द्रीय सरकार या किसी राज्य सरकार की सेवा में थे, राज्य सूचना आयोग में राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त के रूप में उनकी नियुक्त की तारीख से ऐसी सेवा से निवृत्त समझा जाएगा।

14. वेतन- (1) राज्य मुख्य सूचना आयुक्त प्रतिमास रुपये 2,25,000 (दो लाख पच्चीस हजार रुपए) (नियत) वेतन प्राप्त करेगा।

(2) प्रत्येक राज्य सूचना आयुक्त, प्रतिमास रुपये 2,25,000 (दो लाख पच्चीस हजार रुपए) (नियत) वेतन प्राप्त करेगा।

(3) यदि, यथास्थिति, राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त, अपनी नियुक्ति के समय, कोई पेंशन प्राप्त कर रहा है तो, यथास्थिति, ऐसे राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त के वेतन में से, उस पेंशन की, जिसके अंतर्गत पेंशन का कोई ऐसा भाग जिसे सरांशिकृत किया गया था और सेवानिवृत्ति उपदान के समतुल्य पेंशन को छोड़कर सेवानिवृत्ति फायदों के अन्य रूपों के समतुल्य पेंशन भी है, रकम को कम कर दिया जाएगा।

(4) यदि, यथास्थिति, राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त, अपनी नियुक्ति के समय, किसी केन्द्रीय अधिनियम या राज्य अधिनियम के द्वारा या उसके अधीन स्थापित निगम में या केन्द्रीय सरकार या राज्य सरकार के स्वामित्वाधीन या उसके नियंत्रणाधीन किसी सरकारी कंपनी में की गई किसी पूर्व सेवा के संबंध में सेवानिवृत्ति प्रसुविधाएं प्राप्त कर रहा है तो, यथास्थिति, राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त के रूप में सेवा संबंध में उसके वेतन में से सेवानिवृत्ति प्रसुविधा के समतुल्य पेंशन की रकम को कम कर दिया जाएगा।

15. मंहगाई भत्ता – यथास्थिति, राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त राज्य सरकार में समान वेतन वाला कोई पद धारण करने वाले किसी अधिकारी को अनुज्ञेय दर पर समय-समय पर यथा पुनरीक्षित मंहगाई भत्ता प्राप्त करने का हकदार होगा।

16. छुट्टी - (1) यथास्थिति, राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त उतनी छुटटी के अधिकारों का हकदार होगा जो राज्य सरकार में समान वेतन वाला कोई पदधारण करने वाले किसी अधिकारी के लिए स्वीकृत हैं।

(2) राज्य मुख्य सूचना आयुक्त की दशा में छुट्टी मंजूर करने के लिए सक्षम प्राधिकारी उस राज्य का राज्यपाल होगा और राज्य सूचना आयुक्तों की दशा में राज्य मुख्य सूचना आयुक्त सक्षम प्राधिकारी होगा।

17. अनुपयोजित अर्जित छुट्टी के बदले नकद संदाय- यथास्थिति, राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त, पदावधि पूरी होने के समय उसके खाते में जमा अर्जित छुट्टी का पचास प्रतिशत नकदीकरण का हकदार होगा:

परंतु, यथास्थिति, ऐसे राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त के लिए, जो यथास्थिति, राज्य मुख्य सूचना आयुक्त और राज्य सूचना आयुक्त के रूप में नियुक्ति के पहले केन्द्रीय सरकार या किसी राज्य सरकार की सेवा से निवृत्त हो गया था, ऐसी कुल अवधि, जिसके लिए वह अनुपयोजित अर्जित छुट्टी के नकदीकरण का हकदार होगा, यथास्थिति केन्द्रीय सरकार या राज्य सरकार में समय-समय पर यथापुनरीक्षित समान वेतन वाला पद धारण करने वाले किसी अधिकारी को यथास्वीकृत अधिकतम अवधि के अध्यधीन होगी।

18. चिकित्सा सुविधा- यथास्थिति, राज्य मुख्य सूचना आयुक्त और राज्य सूचना आयुक्त, केन्द्रीय सरकार स्वास्थ्य स्कीम में यथा उपबंधित चिकित्सीय उपचार और चिकित्सा सुविधाओं के हकदार होंगे और ऐसे स्थानों पर जहां केन्द्रीय सरकार स्वास्थ्य स्कीम प्रवर्तन में नहीं है, राज्य मुख्य सूचना आयुक्त और राज्य सूचना आयुक्त, केन्द्रीय सेवा (चिकित्सा परिचर्या) नियम, 1944 में यथाउपबंधित चिकित्सा सुविधाओं का हकदार होगा।

19. आवास सुविधा – (1) यथास्थिति, राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त, उपलब्धता के अधीन रहते हुए, राज्य सरकार द्वारा समय-समय पर विहित दरों पर लाइसेंस फीस के संदाय पर राज्य सरकार में समान वेतन वाला पद धारण करने वाले किसी अधिकारी को यथा अनुज्ञेय प्रकार के साधारण पूल आवास सुविधा से शासकीय निवास के उपयोग का हकदार होगा।

(2) जहां, यथास्थिति, राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त को उपनियम (1) में निर्दिष्ट साधारण पूल आवास सुविधा उपलब्ध नहीं करवाई गई है या वह स्वयं उसका उपभोग नहीं कर रहा है वहां उसे राज्य सरकार में समान वेतन वाला पद धारण करने वाले किसी अधिकारी को अनुज्ञेय दर पर मकान किराया भत्ते का संदाय किया जा सकेगा।

20. छुट्टी यात्रा रियायत, यात्रा भत्ता, दैनिक भत्ता- यथास्थिति, राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त, राज्य सरकार में समान वेतन वाला पदधारण करने वाले किसी अधिकारी को यथा अनुज्ञेय छुट्टी यात्रा रियायत, यात्रा भत्ते और दैनिक भत्ते का यथास्थिति, राज्य मुख्य सूचना आयुक्त और राज्य सूचना आयुक्त को यथाशक्य लागू हकदार होगा।

अध्याय V

21. अवशिष्ट उपबंध- मुख्य सूचना आयुक्त या सूचना आयुक्त, राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्तों की ऐसी सेवा शर्तें, जिनके लिए इन नियमों में कोई स्पष्ट उपबंध नहीं किया गया है, प्रत्येक मामले में केन्द्रीय सरकार को उसके विनिश्चय के लिए निर्दिष्ट की जाएंगी और इस पर केन्द्रीय सरकार के विनिश्चय केन्द्रीय सूचना आयोग के मुख्य सूचना आयुक्त या सूचना आयुक्त पर, राज्य सूचना आयोग के राज्य मुख्य सूचना आयुक्त या राज्य सूचना आयुक्त पर आबद्धकर होंगे।

22. शिथिल करने की शक्ति- केन्द्रीय सरकार को इन नियमों के किन्हीं उपबंधों को किसी वर्ग या प्रवर्ग में व्यक्तियों के संबंध में शिथिल करने की शक्ति होगी।

23. निर्वचन—यदि इन नियमों के किन्हीं उपबंधों के निर्वचन से संबंधित कोई प्रश्न उदभूत होता है तो वह केन्द्रीय सरकार को उसके विनिश्चय के लिए निर्दिष्ट किया जाएगा।

[फा. सं. 1/5/2019-आईआर]

लोक रंजन, अपर सचिव

MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS

(Department of Personnel and Training)

NOTIFICATION

New Delhi, the 24th October, 2019

G.S.R. 810(E).—In exercise of the powers conferred by clauses (ca) and (cb) of sub-section (2) of section 27 of Right to Information Act, 2005 (22 of 2005), the Central Government hereby makes the following rules, namely:—

CHPATER I

PRELIMINARY

1. Short title and commencement.—(1) These rules may be called The Right to Information (Term of Office, Salaries, Allowances and Other Terms and Conditions of Service of Chief Information Commissioner, Information Commissioners in the Central Information Commission, State Chief Information Commissioner and State Information Commissioners in the State Information Commission) Rules, 2019.

(2) They shall come into force on the date of their publication in the Official Gazette.

CHAPTER II

2. Definitions.—(1) In these rules, unless the context otherwise requires, -

(a) "Act" means the Right to Information Act, 2005 (22 of 2005);

(b) "Central Information Commission" shall have the same meaning assigned to it under clause (b) of section 2 of the Act ;

(c) "Chief Information Commissioner" and "Information Commissioner" shall have the same meaning assigned to it under clause (d) of section 2 of the Act;

(d) "State Chief Information Commissioner" and "State Information Commissioner" shall have the same meaning assigned to it under clause (l) of section 2 of the Act;

(e) "State Information Commission" shall have the same meaning assigned to it under clause (k) of section 2 of the Act.

(2) The words and expressions used and not defined under these rules, but defined in the Act shall have the same meaning as respectively assigned to them in the Act.

CHAPTER III

TERM OF OFFICE, SALARIES, ALLOWANCES AND OTHER TERMS AND CONDITIONS OF SERVICE OF THE CHIEF INFORMATION COMMISSIONER AND INFORMATION COMMISSIONER IN THE CENTRAL INFORMATION COMMISSION

3. Term of office.—The Chief Information Commissioner, or Information Commissioners, as the case may be, shall hold office for a period of three years from the date on which he enters upon his office.

4. Retirement from parent service on appointment.—The Chief Information Commissioner or Information Commissioners, as the case may be, who on the date of his appointment to the Commission, was in the service of the Central or a State Government, shall be deemed to have retired from such service with effect from the date of his appointment as Chief Information Commissioner or an Information Commissioner in the Central Information Commission.

5. Pay.—(1) The Chief Information Commissioner shall receive a pay of Rs. 2,50,000 (Rupees two lakh and fifty thousand)(fixed) per mensem.

(2) An Information Commissioner shall receive a pay of Rs. 2,25,000 (Rupees two lakh and twenty five thousand) (fixed) per mensem.

(3) In case the Chief Information Commissioner or Information Commissioners, as the case may be, at the time of his appointment is, in receipt of any pension, the pay of such Chief Information Commissioner or Information Commissioners, as the case may be, 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;

(4) In case the Chief Information Commissioner or Information Commissioners, as the case may be, at the time of his appointment, is in receipt of retirement benefits in respect of any previous service rendered in 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 pay in respect of the service as the Chief Information Commissioner or Information Commissioners, as the case may be, shall be reduced by the amount of pension equivalent to the retirement benefits.

6. Dearness Allowance.—The Chief Information Commissioner or Information Commissioners, as the case may be, shall be entitled to draw dearness allowance at the rate admissible to an officer holding a post carrying the same pay in the Central Government, as revised from time to time.

7. Leave.—(1) The Chief Information Commissioner or Information Commissioners, as the case may be, shall be entitled to rights of leave as per admissibility to an officer holding a post carrying the same pay in the Central Government, as revised from time to time.

(2) In case the Chief Information Commissioner, the competent authority to sanction the leave shall be the President of India and in case of the Information Commissioners, the Chief Information Commissioner shall be the competent authority.

8. Cash Payment in lieu of unutilised Earned Leave.—The Chief Information Commissioner or Information Commissioners, as the case may be, shall be entitled to encashment of fifty per cent. of earned leave to his credit at the time of completion of tenure:

Provided that for a Chief Information Commissioner or an Information Commissioner, as the case may be, who had retired from the service of the Central or a State Government prior to appointment as a Chief Information Commissioner and Information Commissioner, as the case may be, the aggregate period for which the encashment of unutilised earned leave shall be entitled shall be subject to a maximum period as per admissibility to an officer holding a post carrying the same pay in the Central Government or the State Government, as the case may be, as revised from time to time.

9. Medical Facilities.—The Chief Information Commissioner and Information Commissioners, as the case may be, shall be entitled to medical treatment and Hospital facilities as provided in the Central Government Health Scheme and at places where the Central Government Health Scheme is not in operation, the Chief Information Commissioner and Information Commissioner shall be entitled to medical facilities as provided in the Central Service (Medical Attendance) Rules, 1944.

10. Accommodation.—(1) The Chief Information Commissioner or Information Commissioners, as the case may be, shall be eligible subject to availability, to the use of official residence from the general pool accommodation of the type as admissible to an officer holding a post carrying the same pay in the Central Government on the payment of the license fee at the rates prescribed by Central Government from time to time.

(2) Where Chief Information Commissioner or an Information Commissioner is not provided with or does not avail himself of the general pool accommodation referred to in sub-rule (1), he may be paid House Rent Allowance at the rate admissible to an officer holding a post carrying the same pay in the Central Government.

11. Leave Travel Concession, Travelling Allowance, Daily Allowance.—The Chief Information Commissioner or Information Commissioners, as the case may be, shall be entitled to leave travel concession, travelling allowance and daily allowance as admissible to an officer holding a post carrying the same pay in the Central Government as far as may be, apply to the Chief Information Commissioner and Information Commissioner, as the case may be.

CHAPTER IV

TERM OF OFFICE, SALARIES, ALLOWANCES AND OTHER TERMS AND CONDITIONS OF SERVICE OF THE STATE CHIEF INFORMATION COMMISSIONER AND STATE INFORMATION COMMISSIONERS IN THE STATE INFORMATION COMMISSION

12. Term of office.—The State Chief Information Commissioner, or State Information Commissioners, as the case may be, shall hold office for a period of three years from the date on which he enters upon his office.

13. Retirement from parent service on appointment.—The State Chief Information Commissioner or State Information Commissioners, as the case may be, who on the date of his appointment to the Commission, was in the service of the Central or a State Government, shall be deemed to have retired from such service with effect from the date of his appointment as State Chief Information Commissioner and State Information Commissioner in the State Information Commission.

14. Pay.—(1) The State Chief Information Commissioner shall receive a pay of Rs. 2,25,000 (Rupees two lakh and twenty five thousand) (fixed) per mensem.

(2) The State Information Commissioners shall receive a pay of Rs. 2,25,000 (Rupees two lakh and twenty five thousand) (fixed) per mensem.

(3) In case the State Chief Information Commissioner and State Information Commissioners, as the case may be, at the time of his appointment is, in receipt of any pension, the pay of such State Chief Information Commissioner or State Information Commissioners, as the case may be, 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.

(4) In case the State Chief Information Commissioner and State Information Commissioners, as the case may be, at the time of his appointment, is in receipt of retirement benefits in respect of any previous service rendered in 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 and State Information Commissioners shall be reduced by the amount of pension equivalent to the retirement benefits.

15. Dearness Allowance.—The State Chief Information Commissioner and State Information Commissioners, as the case may be, shall be entitled to draw dearness allowance at the rate admissible to an officer holding a post carrying the same pay in the State Government, as revised from time to time.

16. Leave.—(1) The State Chief Information Commissioner or State Information Commissioners, as the case may be, shall be entitled to rights of leave as per admissibility to an officer holding a post carrying the same pay in the State Government, as revised from time to time.

(2) In case of the State Chief Information Commissioner, the competent authority to sanction the leave shall be the Governor of the State and in case of the State Information Commissioners, the State Chief Information Commissioner shall be the competent authority.

17. Cash Payment in lieu of unutilized Earned Leave.—The State Chief Information Commissioner or State Information Commissioners, as the case may be, shall be entitled to encashment of fifty per cent. of earned leave to his credit at the time of completion of tenure:

Provided that a State Chief Information Commissioner or State Information Commissioners, as the case may be, who had retired from the service of the Central or a State Government prior to appointment as a State Chief Information Commissioner or State Information Commissioners respectively, the aggregate period for which the encashment of unutilised earned leave shall be entitled shall be subject to a maximum period as per admissibility to an officer holding a post carrying the same pay in the Central Government or the State Government, as the case may be, as revised from time to time.

18. Medical Facilities.—The State Chief Information Commissioner or State Information Commissioners, as the case may be, shall be entitled to medical treatment and Hospital facilities as provided in the Central Government Health Scheme and at places where the Central Government Health Scheme is not in operation, the State Chief Information Commissioner and State Information Commissioners, as the case may be, shall be entitled to medical facilities as provided in the Central Service (Medical Attendance) Rules, 1944 or such medical facilities provided by the State Government to an officer holding a post carrying the same pay in the State Government, as revised from time to time.

19. Accommodation.—(1) The State Chief Information Commissioner or State Information Commissioners, as the case may be, shall be eligible subject to availability, to the use of official residence from the general pool accommodation of the type as admissible to an officer holding a post carrying the same pay in the State Government on the payment of the license fee at the rates prescribed by State Government from time to time.

(2) Where State Chief Information Commissioner or State Information Commissioners, as the case may be, is not provided with or does not avail himself of the general pool accommodation referred to in sub-rule (1), he may be paid House Rent Allowance at the rate admissible to an officer holding a post carrying the same pay in the State Government.

20. Leave Travel Concession, Travelling Allowance, Daily Allowance.—The State Chief Information Commissioner or State Information Commissioners, as the case may be, shall be entitled to leave travel concession, travelling allowance and daily allowance as admissible to an officer holding a post carrying the same pay in the State Government as far as may be, apply to the State Chief Information Commissioner or State Information Commissioners.

CHAPTER V

21. Residuary Provision.—The conditions of service of the Chief Information Commissioner or an Information Commissioner, State Chief Information Commissioner or State Information Commissioners for which no express provision has been made in these rules shall be referred in each case to the Central Government for its decisions and the decisions of the Central Government thereon shall be binding on the Chief Information Commissioner or an Information Commissioner of the Central Information Commission, State Chief Information Commissioner or State Information Commissioner of the State Information Commission.

22. Power to relax.—The Central Government shall have power to relax the provisions of any of these rules in respect of any class or category of persons.

23. Interpretation.—If any question arises relating to the interpretation of any of the provisions of these rules, it shall be referred to the Central Government for decision.

[F. No. 1/5/2019-IR]

LOK RANJAN, Addl. Secy.

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R.No 14147831/2020/Sec(P)
12/2/2020

CONFIDENTIAL 33

PRIME MINISTER'S OFFICE

******

South Block,

New Delhi – 110 011

Subject: Meeting of the Selection Committee for appointment of Chief Vigilance Commissioner/Vigilance Commissioner in CVC and Chief Information Commissioner/Information Commissioner in CIC- Regarding.

Reference is invited to DoPT's notes on the subject cited above.

2. The undersigned is directed to convey that Prime Minister has agreed to chair the meetings of the Selection Committees for the appointment to the following posts **on 18.02.2020 at 6:30 PM at 7 LKM, New Delhi** :

a) Chief Vigilance Commissioner/Vigilance Commissioner in Central Vigilance Commission (CVC) and
b) Chief Information Commissioner/Information Commissioner in Central Information Commissioner (CIC).

3. DoPT is further requested to inform all the Hon'ble Members of the Selection Committees accordingly.

Kavitha 12/2/2020

(Kavitha V. Padmanabhan)
Deputy Secretary
Tel. 2301 3132

Secy 12/2

Secretary, Department of Personnel & Training

PMO ID No.: 600/52/C/03/2019-HR. Dated.12 .02.2020

AS(AR) 12/02/2020

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Confidential

F.No.4/11/2019-IR
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel and Training

North Block, New Delhi
Dated 13th February, 2020

Sub: Meeting of the Committee constituted under Section 12(3) of Right to Information Act, 2005 is scheduled to be held on 18.02.2020 at 7.00 PM at 7 Lok Kalyan Marg, New Delhi.

The undersigned is directed to convey that the meeting of the Committee constituted as per Section 12(3) of the Right to Information Act, 2005 under the chairmanship of the Prime Minister of India for recommending names for appointment to the posts of Chief Information Commissioner and Information Commissioners in the Central Information Commission is scheduled to be held on 18.02.2020 at 7.00 PM Lok Kalyan Marg, New Delhi.

2. Kindly apprise the Hon'ble Union Home Minister, who is a member of the aforesaid Committee, to make it convenient to attend the meeting.

13/02/2020
(Lok Ranjan)
Additional Secretary
Tel: 23094398

Shri Saket Kumar
PS to Union Home Minister
North Block, New Delhi.

Copy to:

1. Private Secretary to the Prime Minister
2. PS to MoS(PP) – Along with ~~MoS~~ Agenda
3. PSO to Secretary(P)

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Agenda –II

Agenda note for consideration of the Committee constituted under the Chairmanship of the Prime Minister of India under section 12(3) of the Right to Information Act 2005 for recommending the names to the President of India for appointment to the post of Information Commissioners in the Central Information Commission

S.No.	ITEM
1.	Agenda-II Brief
2.	Vacancy Position in Central Information Commission
3.	Copy of the Advertisement for ICs
4.	List of applications received
5.	Copy of the RTI Act

Agenda Note-II

Agenda note for consideration of the committee constituted under the Chairmanship of the Prime Minister of India under Section 12(3) of the Right to Information Act, 2005 for recommending the names to the President of India for appointment to the posts of Information Commissioners.

Statutory Position:

1. As per section 12 (2) of the Right to Information Act, 2005 (hereafter, the RTI Act, 2005), 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. Section 12 (3) of the RTI Act, 2005 stipulates that the Information Commissioners in the Central Information Commission shall be appointed by the President on the recommendation of a Committee consisting of the following:-

(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.

(PMO vide ID No. 5137496, 5164333, 5177938/PMO/2019-HR dated 10.12.2019 have conveyed the approval of Shri Amit Shah, Union Home Minister as member of the Committee, headed by Hon'ble Prime Minister, to be constituted under Section 12(3) of the Right to Information Act, 2005)

*The RTI Act, 2005 further explains that for the purpose of removal of doubts, it is hereby declared that 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.

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

4. Section 12(6) of the RTI Act, 2005 mandates that an Information Commissioner shall not be a Member of Parliament or Member of the Legislature or any State or Union Territory, as the case may be, or hold any other office or profit or connected with any political party or carrying on any business or pursuing any profession.

Process of Selection and Steps taken in the current process:

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

(i) Particulars of interested persons are invited through advertisements in newspapers and through DoPT's website.
(ii) Particulars of applicants are tabulated by DoPT and sent to a Search Committee chaired by Cabinet Secretary.
(iii) Names shortlisted are sent to the Committee constituted under Section 12(3) headed by the Hon'ble Prime Minister.
(iv) Persons recommended by the Committee constituted under Section 12(3) are appointed by the Hon'ble President.

6. Hon'ble Supreme Court in its Judgement dated 15.02.2019 in WP No. 436 of 2018: Ms Anjali Bhardwaj & Others Vs. Union of India and Others pertaining to fill up the vacancies in CIC, has disposed of the WP, inter-alia holding that the procedure is now adequately transparent, one cannot find fault in the process of appointment. However, it was also held inter-alia that vacancies shall be filled up, in future well in time, by initiating the process for filling up the vacancies one or two months before; and that the terms and conditions on which such appointments are to be made, be specifically stipulated in the advertisement and put on the website as well.

7. An advertisement inviting particulars of interested persons for 4 posts of Information Commissioners in the Central Information Commission was published on the website of this Department on 12.12.2019 and also in all editions of 04 newspapers(2 each English and Hindi)on 14.12.2019. The terms and conditions for the post of Information Commissioners have been specified in the advertisement. The last date for receipt of applications was 03.01.2020. A total of 250 applications for the post of Information Commissioners in the Central Information Commission have been received. Advance copy of applications received before due date have also been included.

8. The competent authority has approved the constitution of Search Committee for the Information Commissioners with the following composition:-

i.	Cabinet Secretary	Chairman
ii.	Secretary (Personnel)	Member
iii.	Secretary (I&B)	Member
iv.	Secretary (DIPP)	Member
v.	Dr. Manoj Panda (Director), Institute of Economic Growth, Delhi University	Member

The particulars of all applicants for the post of Information Commissioners were tabulated by DoPT and placed before the Search Committee. A list of 250 applicants who have applied for the post of Information Commissioner is enclosed. The Search Committee recommendations will be placed before the Committee constituted under Section 12(3) of the RTI Act, 2005 during the meeting.

Supreme Court Directions in Related Court Case

9. In MA No.1979 of 2019 in WP No.436 of 2018, Hon'ble Supreme Court in its order dated 16.12.2019 directed the UoI to comply with the directions given in para 32 of the Judgement dated 15.02.2019 in WP No.436 of 2018 and **complete the appointment process in respect of Information Commissioners in CIC within a period of three months from 16.12.2019**.

10. A copy of the Right to Information Act, 2005 is annexed for information.

11. The Agenda Note is submitted for kind consideration of the Committee. The Committee may kindly recommend the names of suitable candidates for the post of Information Commissioners in the Central Information Commission.

*****

Vacancy Position in respect of Chief Information Commissioner and Information Commissioners in CIC

Sl. No	Name	Date of Birth	Date of Appointment	Date of completion of tenure
1.	**Shri Sudhir Bhargava, IAS** **Chief Information Commissioner,**	**12.01.1955**	**01.01.2019**	**11.01.2020**
2.	**Shri Yashovardhan Azad, IPS,** **Information Commissioner**	12.03.1954	22.11.2013	**21.11.2018**
3.	**Shri Madabhusanam Sridhar Acharyulu, Professor, Law** **Information Commissioner**	10.11.1956	22.11.2013	**21.11.2018**
4.	**Shri Amitava Bhattacharya, IAS** **Information Commissioner**	02.12.1953	25.02.2016	**01.12.2018**
5.	**Shri Sudhir Bhargava, IAS** **Information Commissioner**	12.01.1955	11.06.2015	**01.01.2019** (demitted office to join as CIC)

F. NO. 4/16/2018-IR
Government of India
Ministry of Personnel, Public Grievances and Pensions
(Department of Personnel and Training)

North Block, New Delhi
Dated: 12th December, 2019

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

Under the Right to Information Act 2005, the Government of India has constituted the Central Information Commission, which is located in New Delhi. The powers and functions of the Information Commissioner in the Central Information Commission are as per the RTI Act, 2005.

2. It is proposed to appoint four Information Commissioners in the Central Information Commission.

3. The Act provides that the Information Commissioner -

(i) 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.

(ii) 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. It is clarified that cessation/termination of holding of office of profit, pursuing any profession or carrying any business is a condition precedent to the appointment of a person as Information Commissioner.

4. Persons who have attained the age of 65 years shall not be eligible for appointment.

5. The salary, allowances and other terms and conditions of service of the Information Commissioners shall be as per Right to Information (Term of Office, Salaries, Allowances and Other Terms and Conditions of Service of Chief Information Commissioner, Information Commissioners in the Central Information Commission, State Chief Information Commissioner and State Information Commissioners in the State Information Commission) Rules, 2019.

6. Persons fulfilling the criteria and interested for appointment to the post of Information Commissioner may send their particulars in the **enclosed proforma**, by post, to Under Secretary (IR-II), Room No. 215 A/II, Department of Personnel and Training, North Block, New Delhi or through e-mail to usrti-dopt@nic.in so as to reach **before 5:00 PM on 3rd January, 2020**. Persons serving under the State/Central Government or any other Organization, should send their particulars through proper channel (administrative Ministry/Department of State-UT/ Central Government or the Controlling Office respectively).

Sanjay Kumar
(Sanjay Kumar)
Under Secretary (IR-II)
Tel: 23092759

Note: (i) RTI Act, 2005 and Rules thereunder may be referred to by intending applicants for general familiarization, as could be appropriate.

(ii) Those who had applied for the post of Information Commissioner in response to the earlier advertisement dated 04.01.2019 are requested to communicate in writing their willingness to be considered for the post of Information Commissioner under the present terms and conditions of service, along with an updated bio-data, if required, so as to reach Under Secretary (IR-II) by post or through e-mail before 5:00 PM on 3rd January, 2020.

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Proforma for sending particulars for consideration for the post of Information Commissioner in the Central Information Commission

Please affix the latest passport size photograph

1. Name :
2. Date of Birth :
3. Present Address :
4. Contact No.
   a) Telephone (along with STD code) :
   b) Mobile :
   c) Fax :
5. E-mail Address :
6. Educational Qualification :
7. Area of Eminence {as per 3(i) mentioned in the advertisement} :

Area of eminence	
Law	
Science and Technology	
Social Service	
Management	
Journalism	
Mass-Media	
Administrative and Governance	

8. Achievements/Work Experience :
9. Present Occupation :

Date:
Place:

Signature:
Name:

Annexure

Details of Achievements/Work Experience in respect of candidates applying for the post of Information Commissioner in the Central Information Commission

Sr. No.	Post	Organisation	Period From To		Details of achievements/experience (in brief)
1					
2					
3					
4					
5					

Pages 43 - 78 has personal details of the applicants which are exempted from disclosure under Section 8(1) (j) of the RTI Act, 2005. However, a list of names of applicant is given

S. No.	Name
1	Satpal Chouhan
2	B.V.N. Prasad
3	A.K.Gupta
4	Lakshmi Prasanna Chodavarapu
5	P. Naga Jyothi
6	Acharya Ankit Jhanjhot
7	B.Yoganath Singh
8	Dinesh Kumar Soni
9	Prof. Dr. Arun Kumar Srivastava
10	Sanjeev Narhari Khadke
11	N Kashinath
12	Ajit Kumar Pande
13	Jatinder Kumar Sharma
14	E.Mariappan
15	Rajesh Malik
16	Heeralal Samariya
17	Rashmi
18	Sunil Kumar Sinha
19	Rajiv Dutt Sharma
20	B.N. Sharma
21	Ashok Kumar Jain
22	F. Sheheryar
23	Mukesh Kumar Jain
24	Charanjit singh
25	P. Raghavendra Rao
26	Ritam Agrawal
27	Bhyravabatla Chakradhari
28	Sunil Kumar Sawhney
29	Arun Kumar Srivastava
30	Devesh Kumar Mishra
31	Sumer Singh Bishnoi
32	Smt. Usha Chandrasekhar
33	Avinash K Srivastava
34	Anjali Anand Srivastava
35	Anant Kumar Singh
36	Rishikesh Joshi
37	Rajeev Kumar Gupta
38	Sekhar. S. Iyer
39	Sunira Bassi
40	BS Agrawal
41	Harish Kumar
42	Alok Kumar Pateria
43	Dr. Afroz Ahmad
44	Ghanshyam Singh
45	S.Ambigaidass
46	Vishwas Saxena
47	Rajni Kant Mishra

48	Binoy Kumar
49	Ved Prakash Sharma
50	Muhammad Hussainaiah Borra
51	Varun Krishna
52	Rakesh Srivastava
53	Onkarmal kedia
54	Mohammad Ashraf Mir
55	Sumeer Kumar Shrivastava
56	Udaybir Sigh
57	Rajesh Sharma
58	Govind Singh
59	Anju
60	Kawer Sain
61	Vijay Kumar
62	Dr. D. Bhalla
63	Sanjiv Agrawal
64	Kanhaiya Singh
65	Pramod Kumar Merkap
66	Sanjay Goel
67	Amita Kumar
68	Ram Kishan Meena
69	Suresh Chander Kaushik
70	Ranjan Kumar Ghose
71	Dr. W.M. Sivakumar
72	Rakesh Kumar Gupta
73	Seema Bahuguna
74	Neelakantan Nair. K
75	Ameeta Suri
76	Medithi Ravi Kanth
77	Akshay Kumar Rout
78	Sadhana Rout
79	K.D.P. Rao
80	Ugrasen
81	Sunil Kumar Verma
82	Mansuri Habib Shakurbhai
83	Manoj Kumar Goyal
84	Tejinder Pal Singh
85	Prithvi Singh Purohit
86	Rajendra Bhimrao Saner patil
87	A.Seshagiri Rao
88	Sudeep Lakhtakia,
89	Amit Verma
90	Dr. Lalit Verma
91	Abhay Krishna
92	K. V. Eapen
93	Deepak Sinha
94	G.Venugopal Reddy
95	Suresh Kumar

96	Vinod Kumar Yadav
97	Naseer Iqbal
98	G. R Aloria
99	Manoj Pande
100	Mohan Pyare
101	Dharurkar Dilipkumar Laxmikant
102	Anil Kumar
103	Rajinder Singh
104	Frank Noronha
105	Sabyasachi Dhndapat
106	Rahul Bhatnagar
107	Murali.K.K
108	Shyam Lal
109	Shailesh Prasad
110	Atam Parkash Raheja
111	Malaya Chatterjee
112	Sayed Raza Husain Rizvi
113	Poornima. M.R.
114	Mante Sunil Kumar Bhanudas
115	Birendra Kumar
116	Shambhu Singh
117	Praveena Kala
118	Kanwarjit Singh
119	Dev Dutt Sharma
120	Amita Pandove
121	Anil Kumar Dhasmana
122	V.S.V.V.L.Narasimha Rao
123	Nirmaljeet Singh Kalsi
124	Medini Gupta
125	K.V.Sarveswarn
126	MC Chauhan
127	Ms. Rashmi Verma
128	Meenakshi Gupta
129	Jagdish Raj Garg
130	Umesh Chandra Srivastava
131	Ashok Kumar Mishra
132	Vineet Chawdhary
133	Preeti Sudan
134	Anurag
135	Dev Arvind Chaturvedi
136	Srinivas Jonnalgadda
137	Bonda Venkata Prasad
138	Dr. Prafulla Ranjan
139	Debi Prasad De
140	Rajkumar Mishra
141	Sukhdev Singh Sidhu
142	K.V.V.V.Satyanarayana
143	Rajiv Bhall

144	Subhash Chandra
145	Samir Sahai
146	Yadhvir Singh Malik
147	Narinder Pal Singh Hira (Not in format)
148	Rati Raman Singh
149	Deepeshkumar Chandrakant Joshi
150	Raju Mogili
151	Ramanathan Kumar
152	Ambrish Sharma
153	Sitanshu Ranjan Kar
154	Bhupendra Singh
155	Ramesh Kumar Verma
156	Vishwesh Chaube
157	Ajai Das Mehrotra
158	Rupshikha Saikia borah
159	M.Akhaya
160	Sudhir Tripathi
161	Dileep Kumar Gupta Dinkar
162	Arvind Ray
163	Nadoja DR Mahesh Joshi
164	Arun Goyal
165	V. Prem Kumar
166	Gautam Ghosh
167	Surinder Kumar Sharma
168	Dharmendra Kumar
169	Balraj Singh
170	Gokul Prasad Patwa
171	Sanjiv Kumar
172	Naresh Chand Goyal
173	Rajni Sekhri Sibal
174	Alok Raj
175	S.Gomathinayagam
176	Rajesh Pratap Singh
177	Sudha Krishnan
178	Ajay Narayan Jha
179	Anil Kumar Sanghi
180	Neelam Kapur
181	Neena Kumar
182	Madhulika Prasad Sukul
183	Navneet Kumar Gupta
184	Radhakrishnan K (R K Nair)
185	T.K. Chand
186	Saivinder Singh Sohata
187	Sudhir Chowdhary
188	Raajdeo Pandey
189	Guduru Yugandhar
190	Rajesh Kumar Singh
191	Srinivas Madhav

192	Narpat Singh Sisodia
193	B K Tripathi
194	Debi Prasad Dash
195	Anil Kumar Chaudhary
196	Etakula Nagabhushan
197	Umakant LaL
198	S.K. Tiwari
199	Karandeep Singh
200	Laykar Chetan Bapuso
201	Baljit Singh Sandhu
202	O.P. Garg
203	Mudiraju. V.
204	Rajiv Jain
205	Amulya Kumar Patnaik
206	Rakesh Anand
207	Bijay Kumar
208	Parvez Hayat
209	N.K. Solanki
210	Rabindra Panwar
211	Attar singh Sheoran
212	Srinivasan Vidhya Shankar
213	Kadali Rama Krishna Rao
214	Abhjit Chakravertty
215	Injeti Srinivas
216	Vivek Varshney
217	Rajeev Rai Bhatnagar
218	Sama Gopal Reddy
219	P.J.Sudhakar
220	Narendra Kumar Sinha
221	Ramasamy Rajaratnam
222	Kandregula Venkataramana
223	Anil kumar Gupta
224	Lamba Tejpal Singh
225	Ravindra Gupta
226	Prakalpa Sharma
227	Vijay Kumar
228	Aloke Prasad
229	Venkateswarlu. Obulapuram
230	Ashwani Kumar Sonik
231	Ramesh Kumar
232	Harpal Singh
233	Rohit Kumar Parmar
234	Sushil Kant Misra
235	Biranchi Narayan Dash
236	Gopal Krishna Mishra
237	Seema Gaur
238	Arun Kumar Panda
239	Piyush Agarwal

240	Amitra Sudan Chakrabortty
241	Dhan Raj
242	Vipin Chakrawarti
243	Neetu
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THE RIGHT TO INFORMATION ACT, 2005

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THE FIRST SCHEDULE.
THE SECOND SCHEDULE.

THE RIGHT TO INFORMATION ACT, 2005

ACT NO. 22 OF 2005

[15*th June*, 2005.]

An Act 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 are 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 expendient to provide for furnishing certain information to citizens who desire to have it.

BE it enacted by Parliament in the Fifty-sixth Year of the Republic of India as follows:—

CHAPTER I

PRELIMINARY

1. Short title, extent and commencement.—(*1*) This Act may be called the Right to Information Act, 2005.

(*2*) It extends to the whole of India except the State of Jammu and Kashmir.

(*3*) 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.

2. Definitions.—In this Act, unless the context otherwise requires,—

(*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 Commissioner appointed under sub-section (*3*) of section 12;

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(*e*) "competent authority" means—

(*i*) the Speaker in the case of the House of the People or the Legislative Assembly of a State or a Union territory having such Assembly and the Chairman in the case of the Council of States or Legislative Council of a State;

(*ii*) the Chief Justice of India in the case of the Supreme Court;

(*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;

(*v*) the administrator appointed under article 239 of the Constitution;

(*f*) "information" means any material in any form, including records, documents, memos, e-mails, opinions, advices, press releases, circulars, orders, logbooks, contracts, reports, papers, samples, models, data material held in any electronic form and information relating to any private body which can be accessed by a public authority under any other law for the time being in force;

(*g*) "prescribed" means prescribed by rules made under this Act by the appropriate Government or the competent authority, as the case may be;

(*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;

(*i*) "record" includes—

(*a*) any document, manuscript and file;

(*b*) any microfilm, microfiche and facsimile copy of a document;

(*c*) any reproduction of image or images embodied in such microfilm (whether enlarged or not); and

(*d*) any other material produced by a computer or any other device;

(*j*) "right to information" means the right to information accessible under this Act which is held by or under the control of any public authority and includes the right to—

(*i*) inspection of work, documents, records;

(*ii*) taking notes, extracts or certified copies of documents or records;

(*iii*) taking certified samples of material;

(*iv*) obtaining information in the form of diskettes, floppies, tapes, video cassettes or in any other electronic mode or through printouts where such information is stored in a computer or in any other device;

(*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 a State Assistant Public Information Officer designated as such under sub-section (2) of section 5;

(*n*) "third party" means a person other than the citizen making a request for information and includes a public authority.

CHAPTER II

RIGHT TO INFORMATION AND OBLIGATIONS OF PUBLIC AUTHORITIES

3. Right to information.—Subject to the provisions of this Act, all citizens shall have the right to information.

4. Obligations of public authorities.—(*1*) Every public authority shall—

(*a*) maintain all its records duly catalogued and indexed in a manner and the form which facilitates the right to information under this Act and ensure that all records that are appropriate to be computerised are, within a reasonable time and subject to availability of resources, computerised and connected through a network all over the country on different systems so that access to such records is facilitated;

(*b*) publish within one hundred and twenty days from the enactment of this Act,—

(*i*) the particulars of its organisation, functions and duties;

(*ii*) the powers and duties of its officers and employees;

(*iii*) the procedure followed in the decision making process, including channels of supervision and accountability;

(*iv*) the norms set by it for the discharge of its functions;

(*v*) the rules, regulations, instructions, manuals and records, held by it or under its control or used by its employees for discharging its functions;

(*vi*) a statement of the categories of documents that are held by it or under its control;

(*vii*) the particulars of any arrangement that exists for consultation with, or representation by, the members of the public in relation to the formulation of its policy or implementation thereof;

(*viii*) a statement of the boards, councils, committees and other bodies consisting of two or more persons constituted as its part or for the purpose of its advice, and as to whether meetings of those boards, councils, committees and other bodies are open to the public, or the minutes of such meetings are accessible for public;

(*ix*) a directory of its officers and employees;

(*x*) the monthly remuneration received by each of its officers and employees, including the system of compensation as provided in its regulations;

(*xi*) the budget allocated to each of its agency, indicating the particulars of all plans, proposed expenditures and reports on disbursements made;

(*xii*) the manner of execution of subsidy programmes, including the amounts allocated and the details of beneficiaries of such programmes;

(*xiii*) particulars of recipients of concessions, permits or authorisations granted by it;

(*xiv*) details in respect of the information, available to or held by it, reduced in an electronic form;

(*xv*) the particulars of facilities available to citizens for obtaining information, including the working hours of a library or reading room, if maintained for public use;

(*xvi*) the names, designations and other particulars of the Public Information Officers;

(*xvii*) such other information as may be prescribed;

and thereafter update these publications every year;

(*c*) publish all relevant facts while formulating important policies or announcing the decisions which affect public;

(*d*) provide reasons for its administrative or quasi-judicial decisions to affected persons.

(*2*) It shall be a constant endeavour of every public authority to take steps in accordance with the requirements of clause (*b*) of sub-section (*1*) to provide as much information *suomotu* to the public at regular intervals through various means of communications, including internet, so that the public have minimum resort to the use of this Act to obtain information.

(*3*) For the purposes of sub-section (*1*), every information shall be disseminated widely and in such form and manner which is easily accessible to the public.

(*4*) All materials shall be disseminated taking into consideration the cost effectiveness, local language and the most effective method of communication in that local area and the information should be easily accessible, to the extent possible in electronic format with the Central Public Information Officer or State Public Information Officer, as the case may be, available free or at such cost of the medium or the print cost price as may be prescribed.

Explanation.—For the purposes of sub-sections (*3*) and (*4*), "disseminated" means making known or communicated the information to the public through notice boards, newspapers, public announcements, media broadcasts, the internet or any other means, including inspection of offices of any public authority.

5. Designation of Public Information Officers.—(*1*) Every public authority shall, within one hundred days of the enactment of this Act, designate as many officers as the Central Public Information Officers or State Public Information Officers, as the case may be, in all administrative units or offices under it as may be necessary to provide information to persons requesting for the information under this Act.

(*2*) Without prejudice to the provisions of sub-section (*1*), every public authority shall designate an officer, within one hundred days of the enactment of this Act, at each sub-divisional level or other sub-district level as a Central Assistant Public Information Officer or a State Assistant Public Information Officer, as the case may be, to receive the applications for information or appeals under this Act for forwarding the same forthwith to 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:

Provided that where an application for information or appeal is given to a Central Assistant Public Information Officer or a State Assistant Public Information Officer, as the case may be, a period of five days shall be added in computing the period for response specified under sub-section (*1*) of section 7.

(*3*) Every Central Public Information Officer or State Public Information Officer, as the case may be, shall deal with requests from persons seeking information and render reasonable assistance to the persons seeking such information.

(*4*) The Central Public Information Officer or State Public Information Officer, as the case may be, may seek the assistance of any other officer as he or she considers it necessary for the proper discharge of his or her duties.

(*5*) Any officer, whose assistance has been sought under sub-section (*4*), shall render all assistance to the Central Public Information Officer or State Public Information Officer, as the case may be, seeking his or her assistance and for the purposes of any contravention of the provisions of this Act, such other officer shall be treated as a Central Public Information Officer or State Public Information Officer, as the case may be.

6. Request for obtaining information.—(*1*) A person, who desires to obtain any information under this Act, shall make a request in writing or through electronic means in English or Hindi or in the official language of the area in which the application is being made, accompanying such fee as may be prescribed, to—

(*a*) the Central Public Information Officer or State Public Information Officer, as the case may be, of the concerned public authority;

(*b*) the Central Assistant Public Information Officer or State Assistant Public Information Officer, as the case may be,

specifying the particulars of the information sought by him or her:

Provided that where such request cannot be made in writing, the Central Public Information Officer or State Public Information Officer, as the case may be, shall render all reasonable assistance to the person making the request orally to reduce the same in writing.

(*2*) An applicant making request for information shall not be required to give any reason for requesting the information or any other personal details except those that may be necessary for contacting him.

(*3*) Where an application is made to a public authority requesting for an information,—

(*i*) which is held by another public authority; or

(*ii*) the subject matter of which is more closely connected with the functions of another public authority,

the public authority, to which such application is made, shall transfer the application or such part of it as may be appropriate to that other public authority and inform the applicant immediately about such transfer:

Provided that the transfer of an application pursuant to this sub-section shall be made as soon as practicable but in no case later than five days from the date of receipt of the application.

7. Disposal of request.—(*1*) Subject to the proviso to sub-section (*2*) of section 5 or the proviso to sub-section (*3*) of section 6, the Central Public Information Officer or State Public Information Officer, as the case may be, on receipt of a request under section 6 shall, as expeditiously as possible, and in any case within thirty days of the receipt of the request, either provide the information on payment of such fee as may be prescribed or reject the request for any of the reasons specified in sections 8 and 9:

Provided that where the information sought for concerns the life or liberty of a person, the same shall be provided within forty-eight hours of the receipt of the request.

(*2*) If the Central Public Information Officer or State Public Information Officer, as the case may be, fails to give decision on the request for information within the period specified under sub-section (*1*), the Central Public Information Officer or State Public Information Officer, as the case may be, shall be deemed to have refused the request.

(*3*) Where a decision is taken to provide the information on payment of any further fee representing the cost of providing the information, the Central Public Information Officer or State Public Information Officer, as the case may be, shall send an intimation to the person making the request, giving—

(*a*) the details of further fees representing the cost of providing the information as determined by him, together with the calculations made to arrive at the amount in accordance with fee prescribed under sub-section (*1*), requesting him to deposit that fees, and the period intervening between the despatch of the said intimation and payment of fees shall be excluded for the purpose of calculating the period of thirty days referred to in that sub-section;

(*b*) information concerning his or her right with respect to review the decision as to the amount of fees charged or the form of access provided, including the particulars of the appellate authority, time limit, process and any other forms.

(*4*) Where access to the record or a part thereof is required to be provided under this Act and the person to whom access is to be provided is sensorily disabled, the Central Public Information Officer or State Public Information Officer, as the case may be, shall provide assistance to enable access to the information, including providing such assistance as may be appropriate for the inspection.

(*5*) Where access to information is to be provided in the printed or in any electronic format, the applicant shall, subject to the provisions of sub-section (*6*), pay such fee as may be prescribed:

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.

(*6*) Notwithstanding anything contained in sub-section (*5*), the person making request for the information shall be provided the information free of charge where a public authority fails to comply with the time limits specified in sub-section (*1*).

(*7*) Before taking any decision under sub-section (*1*), the Central Public Information Officer or State Public Information Officer, as the case may be, shall take into consideration the representation made by a third party under section 11.

(*8*) Where a request has been rejected under sub-section (*1*), the Central Public Information Officer or State Public Information Officer, as the case may be, shall communicate to the person making the request,—

(*i*) the reasons for such rejection;

(*ii*) the period within which an appeal against such rejection may be preferred; and

(*iii*) the particulars of the appellate authority.

(*9*) An information shall ordinarily be provided in the form in which it is sought unless it would disproportionately divert the resources of the public authority or would be detrimental to the safety or preservation of the record in question.

8. Exemption from disclosure of information.—(*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 (19 of 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*), (*c*) 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.

9. Grounds for rejection to access in certain cases.—Without prejudice to the provisions of section 8, a Central Public Information Officer or a State Public Information Officer, as the case may be, may reject a request for information where such a request for providing access would involve an infringement of copyright subsisting in a person other than the State.

10. Severability.—(*1*) Where a request for access to information is rejected on the ground that it is in relation to information which is exempt from disclosure, then, notwithstanding anything contained in this Act, access may be provided to that part of the record which does not contain any information which is exempt from disclosure under this Act and which can reasonably be severed from any part that contains exempt information.

(*2*) Where access is granted to a part of the record under sub-section (*1*), the Central Public Information Officer or State Public Information Officer, as the case may be, shall give a notice to the applicant, informing—

(*a*) that only part of the record requested, after severance of the record containing information which is exempt from disclosure, is being provided;

(*b*) the reasons for the decision, including any findings on any material question of fact, referring to the material on which those findings were based;

(*c*) the name and designation of the person giving the decision;

(*d*) the details of the fees calculated by him or her and the amount of fee which the applicant is required to deposit; and

(*e*) his or her rights with respect to review of the decision regarding non-disclosure of part of the information, the amount of fee charged or the form of access provided, including the particulars of the 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.

11. Third party information.—(*1*) Where a Central Public Information Officer or a State Public Information Officer, as the case may be, intends to disclose any information or record, or part thereof on a

request made under this Act, which relates to or has been supplied by a third party and has been treated as confidential by that third party, the Central Public Information Officer or State Public Information Officer, as the case may be, shall, within five days from the receipt of the request, give a written notice to such third party of the request and of the fact that the Central Public Information Officer or State Public Information Officer, as the case may be, intends to disclose the information or record, or part thereof, and invite the third party to make a submission in writing or orally, regarding whether the information should be disclosed, and such submission of the third party shall be kept in view while taking a decision about disclosure of information:

Provided that except in the case of trade or commercial secrets protected by law, disclosure may be allowed if the public interest in disclosure outweighs in importance any possible harm or injury to the interests of such third party.

(*2*) Where a notice is served by the Central Public Information Officer or State Public Information Officer, as the case may be, under sub-section (*1*) to a third party in respect of any information or record or part thereof, the third party shall, within ten days from the date of receipt of such notice, be given the opportunity to make representation against the proposed disclosure.

(*3*) Notwithstanding anything contained in section 7, the Central Public Information Officer or State Public Information Officer, as the case may be, shall, within forty days after receipt of the request under section 6, if the third party has been given an opportunity to make representation under sub-section (*2*), make a decision as to whether or not to disclose the information or record or part thereof and give in writing the notice of his decision to the third party.

(*4*) A notice given under sub-section (*3*) shall include a statement that the third party to whom the notice is given is entitled to prefer an appeal under section 19 against the decision.

CHAPTER III

THE CENTRAL INFORMATION COMMISSION

12. Constitution of Central Information Commission.—(*1*) The Central Government shall, by notification in the Official Gazette, constitute a body to be known as the Central Information Commission to exercise the powers conferred on, and to perform the functions assigned to, it under this Act.

(*2*) The Central Information Commission shall consist of—

(*a*) the Chief Information Commissioner; and

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

(*3*) 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 LokSabha; and

(*iii*) a Union Cabinet Minister to be nominated by the Prime Minister.

Explanation.—For the purposes of removal of doubts, it is hereby declared that where the Leader of Opposition in the House of the People has not been recognised 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.

(*4*) The general superintendence, direction and management of the affairs of the 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 subjected to directions by any other authority under this Act.

(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 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 Central Information Commission shall be at Delhi and the Central Information Commission may, with the previous approval of the Central Government, establish offices at other places in India.

13. Term of office and conditions of service.—(1) The Chief Information Commissioner shall hold office [1][for such term as may be prescribed by the Central Government] 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.

(2) Every Information Commissioner shall hold office [1][for such term as may be prescribed by the Central Government] 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.

(3) The Chief Information Commissioner or an Information Commissioner shall before he enters upon his office make and subscribe before the President 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 Chief Information Commissioner or an Information Commissioner may, at any time, by writing under his hand addressed to the President, resign from his office:

Provided that the Chief Information Commissioner or an Information Commissioner may be removed in the manner specified under section 14.

[2][(5) The salaries and allowances payable to and other terms and conditions of service of the Chief Information Commissioner and the Information Commissioners shall be such as may be prescribed by the Central Government:

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

Provided further that the Chief Information Commissioner and the Information Commissioners appointed before the commencement of the Right to Information (Amendment) Act, 2019 shall continue to be governed by the provisions of this Act and the rules made thereunder as if the Right to Information (Amendment) Act, 2019 had not come into force.]

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1. Subs. by Act 24 of 2019, s. 2, for "for a term of five years from the date on which he enters upon his office" (w.e.f. 24-10-2019).
2. Subs. by, s. 2, *ibid.*, for sub-section (5) (w.e.f. 24-10-2019).

(6) The Central Government shall provide the Chief Information Commissioner and the 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.

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

(6) The Central Government shall provide the Chief Information Commissioner and the 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.

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

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

(3) Notwithstanding anything contained in sub-section (1), the President may by order remove from office the Chief Information Commissioner or any Information Commissioner if the Chief Information Commissioner or a 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 President, 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 President, 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 Chief Information Commissioner or a Information Commissioner.

(4) If the Chief Information Commissioner or a 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 members of an incorporated company, he shall, for the purposes of sub-section (1), be deemed to be guilty of misbehaviour.

CHAPTER IV

THE STATE INFORMATION COMMISSION

15. Constitution of State Information Commission.—(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 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. Term of office and conditions of service.—(*1*) The State Chief Information Commissioner shall hold office [1][for such term as may be prescribed by the Central Government] 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 [1][for such term as may be prescribed by the Central Government] 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.

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1. Subs. by Act 24 of 2019, s. 3, for, "for a term of five years from the date on which he enters upon his office" (w.e.f. 24-10-2019).

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(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.

[1][(5) The salaries and allowances payable to and other terms and conditions of service of the State Chief Information Commissioner and the State Information Commissioners shall be such as may be prescribed by the Central Government:

Provided 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:

Provided further that the State Chief Information Commissioner and the State Information Commissioners appointed before the commencement of the Right to Information (Amendment) Act, 2019 shall continue to be governed by the provisions of this Act and the rules made there under as if the Right to Information (Amendment) Act, 2019 had not come into force.]

(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. Removal of State Chief Information Commissioner or State Information Commissioner.—(1) Subject to the provisions of sub-section (3), the State Chief Information Commissioner or a 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 a 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 a 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 a State Information Commissioner if a 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 a 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

1. Subs. by Act 24 of 2019, s. 3, for sub-section (5), (w.e.f. 24-10-2019).

POWERS AND FUNCTIONS OF THE INFORMATION COMMISSIONS, APPEAL AND PENALTIES

18. Powers and functions of Information Commissions.—(*1*) Subject to the provisions of this Act, it shall be the duty of the Central Information Commission or State Information Commission, as the case may be, to receive and inquire into a complaint from any person,—

(*a*) who has been unable to submit a request to a Central Public Information Officer or State Public Information Officer, as the case may be, either by reason that no such officer has been appointed under this Act, or because the Central Assistant Public Information Officer or State Assistant Public Information Officer, as the case may be, has refused to accept his or her application 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;

(*b*) who has been refused access to any information requested under this Act;

(*c*) who has not been given a response to a request for information or access to information within the time limit specified under this Act;

(*d*) who has been required to pay an amount of fee which he or she considers unreasonable;

(*e*) who believes that he or she has been given incomplete, misleading or false information under this Act; and

(*f*) in respect of any other matter relating to requesting or obtaining access to records under this Act.

(*2*) Where the Central Information Commission or State Information Commission, as the case may be, is satisfied that there are reasonable grounds to inquire into the matter, it may initiate an inquiry in respect thereof.

(*3*) The Central Information Commission or State Information Commission, as the case may be, shall, while inquiring into any matter under this section, have the same powers as are vested in a civil court while trying a suit under the Code of Civil Procedure, 1908 (5 of 1908), in respect of the following matters, namely:—

(*a*) summoning and enforcing the attendance of persons and compel them to give oral or written evidence on oath and to produce the documents or things;

(*b*) requiring the discovery and inspection of documents;

(*c*) receiving evidence on affidavit;

(*d*) requisitioning any public record or copies thereof from any court or office;

(*e*) issuing summons for examination of witnesses or documents; and

(*f*) any other matter which may be prescribed.

(*4*) Notwithstanding anything inconsistent contained in any other Act of Parliament or State Legislature, as the case may be, the Central Information Commission or the State Information Commission, as the case may be, may, during the inquiry of any complaint under this Act, examine any record to which this Act applies which is under the control of the public authority, and no such record may be withheld from it on any grounds.

19. Appeal.—(*1*) Any person who, does not receive a decision within the time specified in sub-section (*1*) or clause (*a*) of sub-section (*3*) of section 7, or is aggrieved by a decision of the CentralPublic Information Officer or State Public Information Officer, as the case may be, may within thirty days from the expiry of such period or from the receipt of such a decision prefer an appeal to such officer who is senior in rank to the Central Public Information Officer or State Public Information Officer as the case may be, in each public authority:

Provided that such officer may admit the appeal after the expiry of the period of thirty days if he or she is satisfied that the appellant was prevented by sufficient cause from filing the appeal in time.

(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.

(4) If the decision of the Central Public Information Officer or State Public Information Officer, as the case may be, against which an appeal is preferred relates to information of a third party, the Central Information Commission or State Information Commission, as the case may be, shall give a reasonable opportunity of being heard to that third party.

(5) In any appeal proceedings, the onus to prove that a denial of a request was justified shall be on the Central Public Information Officer or State Public Information Officer, as the case may be, who denied the request.

(6) An appeal under sub-section (1) or sub-section (2) shall be disposed of within thirty days of the receipt of the appeal or within such extended period not exceeding a total of forty-five days from the date of filing thereof, as the case may be, for reasons to be recorded in writing.

(7) The decision of the Central Information Commission or State Information Commission, as the case may be, shall be binding.

(8) In its decision, the Central Information Commission or State Information Commission, as the case may be, has the power to—

(a) require the public authority to take any such steps as may be necessary to secure compliance with the provisions of this Act, including—

(i) by providing access to information, if so requested, in a particular form;

(ii) by appointing a Central Public Information Officer or State Public Information Officer, as the case may be;

(iii) by publishing certain information or categories of information;

(iv) by making necessary changes to its practices in relation to the maintenance, management and destruction of records;

(v) by enhancing the provision of training on the right to information for its officials;

(vi) by providing it with an annual report in compliance with clause (b) of sub-section (1) of section 4;

(b) require the public authority to compensate the complainant for any loss or other detriment suffered;

(c) impose any of the penalties provided under this Act;

(d) reject the application.

(9) The Central Information Commission or State Information Commission, as the case may be, shall give notice of its decision, including any right of appeal, to the complainant and the public authority.

(10) The Central Information Commission or State Information Commission, as the case may be, shall decide the appeal in accordance with such procedure as may be prescribed.

20. Penalties.—(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 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.

CHAPTER VI

MISCELLANEOUS

21. Protection of action taken in good faith.—No suit, prosecution or other legal proceeding shall lie against any person for anything which is in good faith done or intended to be done under this Act or any rule made thereunder.

22. Act to have overriding effect.—The provisions of this Act shall have effect notwithstanding anything inconsistent therewith contained in the Official Secrets Act, 1923 (19 of 1923), and any other law for the time being in force or in any instrument having effect by virtue of any law other than this Act.

23. Bar of jurisdiction of courts.—No court shall entertain any suit, application or other proceeding in respect of any order made under this Act and no such order shall be called in question otherwise than by way of an appeal under this Act.

24. Act not to apply in certain organisations.—(*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 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.

(*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.

(*4*) 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 and human rights violations 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.

25. Monitoring and reporting.—(*1*) The Central Information Commission or State Information Commission, as the case may be, shall, as soon as practicable after the end of each year, prepare a report on the implementation of the provisions of this Act during that year and forward a copy thereof to the appropriate Government.

(*2*) Each Ministry or Department shall, in relation to the public authorities within their jurisdiction, collect and provide such information to the Central Information Commission or State Information Commission, as the case may be, as is required to prepare the report under this section and comply with the requirements concerning the furnishing of that information and keeping of records for the purposes of this section.

(*3*) Each report shall state in respect of the year to which the report relates,—

(*a*) the number of requests made to each public authority;

(*b*) the number of decisions where applicants were not entitled to access to the documents pursuant to the requests, the provisions of this Act under which these decisions were made and the number of times such provisions were invoked;

(*c*) the number of appeals referred to the Central Information Commission or State Information Commission, as the case may be, for review, the nature of the appeals and the outcome of the appeals;

(*d*) particulars of any disciplinary action taken against any officer in respect of the administration of this Act;

(*e*) the amount of charges collected by each public authority under this Act;

(*f*) any facts which indicate an effort by the public authorities to administer and implement the spirit and intention of this Act;

(*g*) recommendations for reform, including recommendations in respect of the particular public authorities, for the development, improvement, modernisation, reform or amendment to this Act or other legislation or common law or any other matter relevant for operationalising the right to access information.

(*4*) The Central Government or the State Government, as the case may be, may, as soon as practicable after the end of each year, cause a copy of the report of the Central Information Commission or the State Information Commission, as the case may be, referred to in sub-section (*1*) to be laid 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.

(*5*) If it appears to the Central Information Commission or State Information Commission, as the case may be, that the practice of a public authority in relation to the exercise of its functions under this Act does not conform with the provisions or spirit of this Act, it may give to the authority a recommendation specifying the steps which ought in its opinion to be taken for promoting such conformity.

26. Appropriate Government to prepare programmes.—(*1*) The appropriate Government may, to the extent of availability of financial and other resources,—

(*a*) develop and organise educational programmes to advance the understanding of the public, in particular of disadvantaged communities as to how to exercise the rights contemplated under this Act;

(*b*) encourage public authorities to participate in the development and organisation of programmes referred to in clause (*a*) and to undertake such programmes themselves;

(*c*) promote timely and effective dissemination of accurate information by public authorities about their activities; and

(*d*) train Central Public Information Officers or State Public Information Officers, as the case may be, of public authorities and produce relevant training materials for use by the public authorities themselves.

(*2*) The appropriate Government shall, within eighteen months from the commencement of this Act, compile in its official language a guide containing such information, in an easily comprehensible form and manner, as may reasonably be required by a person who wishes to exercise any right specified in this Act.

(*3*) The appropriate Government shall, if necessary, update and publish the guidelines referred to in sub-section (*2*) at regular intervals which shall, in particular and without prejudice to the generality of sub-section (*2*), include—

(*a*) the objects of this Act;

(*b*) the postal and street address, the phone and fax number and, if available, electronic mail address of the Central Public Information Officer or State Public Information Officer, as the case may be, of every public authority appointed under sub-section (*1*) of section 5;

(*c*) the manner and the form in which request for access to an information shall be made to a Central Public Information Officer or State Public Information Officer, as the case may be;

(*d*) the assistance available from and the duties of the Central Public Information Officer or State Public Information Officer, as the case may be, of a public authority under this Act;

(*e*) the assistance available from the Central Information Commission or State Information Commission, as the case may be;

(*f*) all remedies in law available regarding an act or failure to act in respect of a right or duty conferred or imposed by this Act including the manner of filing an appeal to the Commission;

(*g*) the provisions providing for the voluntary disclosure of categories of records in accordance with section 4;

(*h*) the notices regarding fees to be paid in relation to requests for access to an information; and

(*i*) any additional regulations or circulars made or issued in relation to obtaining access to an information in accordance with this Act.

(*4*) The appropriate Government must, if necessary, update and publish the guidelines at regular intervals.

27. Power to make rules by appropriate Government.—(*1*) The appropriate Government may, by notification in the Official Gazette, make rules to carry out the provisions of this Act.

(*2*) In particular, and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:—

(*a*) the cost of the medium or print cost price of the materials to be disseminated under sub-section (*4*) of section 4;

(*b*) the fee payable under sub-section (*1*) of section 6;

(*c*) the fee payable under sub-sections (*1*) and (*5*) of section 7;

[1][(*ca*) the term of office of the Chief Information Commissioner and Information Commissioners under sub-sections (*1*) and (*2*) of section 13 and the State Chief Information Commissioner and State Information Commissioners under sub-sections (*1*) and (*2*) of section 16;

1. Ins. by Act 24 of 2019, s. 4, (w.e.f. 24-10-2019).

(*cb*) the salaries, allowances and other terms and conditions of service of the Chief Information Commissioner and the Information Commissioners under sub-section (*5*) of section 13 and the State Chief Information Commissioner and the State Information Commissioners under sub-section (*5*) of section 16;]

(*d*) the salaries and allowances payable to and the terms and conditions of service of the officers and other employees under sub-section (*6*) of section 13 and sub-section (*6*) of section 16;

(*e*) the procedure to be adopted by the Central Information Commission or State Information Commission, as the case may be, in deciding the appeals under sub-section (*10*) of section 19; and

(*f*) any other matter which is required to be, or may be, prescribed.

28. Power to make rules by competent authority.—(*1*) The competent authority may, by notification in the Official Gazette, make rules to carry out the provisions of this Act.

(*2*) In particular, and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:—

(*i*) the cost of the medium or print cost price of the materials to be disseminated under sub-section (*4*) of section 4;

(*ii*) the fee payable under sub-section (*1*) of section 6;

(*iii*) the fee payable under sub-section (*1*) of section 7; and

(*iv*) any other matter which is required to be, or may be, prescribed.

29. Laying of rules.—(*1*) Every rule made by the Central Government under this Act shall be laid, as soon as may be after it is made, before each House of Parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

(*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.

30. Power to remove difficulties.—(*1*) If any difficulty arises in giving effect to the provisions of this Act, the Central Government may, by order published in the Official Gazette, make such provisions not inconsistent with the provisions of this Act as appear to it to be necessary or expedient for removal of the difficulty:

Provided that no such order shall be made after the expiry of a period of two years from the date of the commencement of this Act.

(*2*) Every order made under this section shall, as soon as may be after it is made, be laid before each House of Parliament.

31. Repeal.—The Freedom of Information Act, 2002 (5 of 2003) is hereby repealed.

THE FIRST SCHEDULE

[*See* sections 13 (*3*) and 16(*3*)]

FORM OF OATH OR AFFIRMATION TO BE MADE BY THE CHIEF INFORMATION COMMISSIONER/THE INFORMATION COMMISSIONER/THE STATE CHIEF INFORMATION COMMISSIONER/THE STATE INFORMATION COMMISSIONER

"I, ..., having been appointed Chief Information Commissioner/Information Commissioner/State Chief Information Commissioner/State Information Commissioner swear in the name of God that I will bear true faith and allegiance to the

solemnly affirm

Constitution of India as by law established, that I will uphold the sovereignty and integrity of India, that I will duly and faithfully and to the best of my ability, knowledge and judgment perform the duties of my office without fear or favour, affection or ill-will and that I will uphold the Constitution and the laws.".

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THE SECOND SCHEDULE

(*See* section 24)

INTELLIGENCE AND SECURITY ORGANISATION ESTABLISHED BY THE CENTRAL GOVERNMENT

1. Intelligence Bureau.
2. Research and Analysis Wing of the Cabinet Secretariat.
3. Directorate of Revenue Intelligence.
4. Central Economic Intelligence Bureau.
5. Directorate of Enforcement.
6. Narcotics Control Bureau.
7. Aviation Research Centre.
8. Special Frontier Force.
9. Border Security Force.
10. Central Reserve Police Force.
11. Indo-Tibetan Border Police.
12. Central Industrial Security Force.
13. National Security Guards.
14. Assam Rifles.

[1][15.Sashtra Seema Bal.]

[2][16. Directorate General of Income-tax (Investigation).]

[2][17. National Technical Research Organisation.]

[2][18. Financial Intelligence Unit, India.]

[3][19. Special Protection Group.

20. Defence Research and Development Organisation.

21. Border Road Development Board.

[4]* * * * *]

[5][22. National Security Council Secretariat.]

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1. Subs. by notification No. G.S.R. 347, dated 28-9-2005
2. Subs. by notification No. G.S.R. 235(E) dated 27-3-2008
3. Ins. by notification No. G.S.R. 347, dated 28-9-2005
4. Omitted by G.S.R. 235(E) dated 27-3-2008
5. Added by notification No.G.S.R. 726(E), dated 8-10-2008

MINUTES OF THE MEETING OF THE COMMITTEE CONSTITUTED UNDER SECTION 12(3) OF THE RIGHT TO INFORMATION ACT, 2005 UNDER THE CHAIRMANSHIP OF THE PRIME MINISTER OF INDIA HELD ON 18th FEBRUARY, 2020 AT 7:00 PM IN LOK KALYAN MARG, NEW DELHI FOR MAKING RECOMMENDATIONS FOR APPOINTMENT OF INFORMATION COMMISSIONERS IN THE CENTRAL INFORMATION COMMISSION.

The Committee constituted under Section 12(3) of the Right to Information Act, 2005 met under the Chairmanship of the Prime Minister of India at 7:00 pm on 18.02.2020 at 7 Lok Kalyan Marg, New Delhi to make recommendations for appointment of Information Commissioners in the Central Information Commission.

The meeting was attended by the following:

(i)	Shri Narendra Modi, Prime Minister	Chairman
(ii)	Shri Amit Shah, Union Home Minister	Member
(iii)	Shri Adhir Ranjan Chowdhury, Leader of Indian National Congress, the single largest party in Opposition in Lok Sabha	Member

2. The Committee was apprised that as per section 12(2) of the Right to Information Act, 2005, the Central Information Commission shall consist of the Chief Information Commissioner and such number of **Information Commissioners**, not exceeding ten, as may be deemed necessary. At present there are six incumbent Information Commissioners in the Central Information Commission. The Committee was also apprised that while at present there are six incumbent Information Commissioners in the Central Information Commission, there would be five Information Commissioners pursuant to appointment of Shri Bimal Julka, Information Commissioner as Chief Information Commissioner.

3. The Committee was also apprised that 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.

4. The Committee was apprised of the directions of the Hon'ble Supreme Court dated 16.12.2019 in MA No.1979 in Writ Petition No.436/2018 filed by Anjali Bhardwaj & Ors Vs. Union of India and Ors, vide which the Hon'ble Supreme Court has directed the Union of India to comply with the directions given in para-32 of the Judgement dated 15.02.2019 given in WP No. 436 of 2018 and inter alia complete the appointment process of Information Commissioners in Central Information Commission within a period of three months from 16.12.2019.

5. The Committee considered all eligible applicants who applied in response to advertisement made on 12.12.2019 for the post of Information Commissioner as well as the names shortlisted by the Search Committee headed by the Cabinet Secretary.

6. After taking into account all the relevant factors, the Committee recommended **Ms. Amita Pandove** for appointment as Information Commissioner in the Central Information Commission (the profile is given in the Annexure)

(Shri Adhir Ranjan Chowdhury)
Leader of Indian National Congress, the single largest Party in Opposition in the Lok Sabha

(Shri Amit Shah)
Union Home Minister

(Shri Narendra Modi)
Prime Minister

Annexure

PROFILE OF INFORMATION COMMISSIONER

Name & Service	Eminence	Knowledge	Experience
Ms. Amita Pandove, P.E.S. (Retd) DOB: 31.07.1960	Retired as Constitutional Appointee as Member, Punjab Public Service. He also served as Associate Professor, Govt. College for Girls, Punjab and Lecturer, Govt. College, Lecturer, Shivalik College	She possesses PhD in Economics	She has 29 years academic /teaching/ /administrative experience as Associate Professor and various other roles. She also has 6 years governance/ administrative experience as Member, Punjab Public Service Commission.

Confidential
Most Immediate

PRIME MINISTER'S OFFICE

South Block,
New Delhi – 110 011

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

Reference is invited to DOPT's note dated 19.02.2020 at page 1-6/N of File No. 4/14/2019- IR-2 on the subject cited above.

2. The Prime Minister has approved recommending following to the President :

i. To appoint **Ms. Amita Pandove** (DoB: 31.07.1960) **as Information Commissioner** in Central Information Commission under Section 12(3) of the Right to Information Act, 2005 for a period of three years from the date she enters upon office.

ii. The terms and conditions of appointment of the Information Commissioner will be as contained in The Right to Information (Terms of Office, Salaries, Allowances and other Terms and Conditions of Service of Chief Information Commissioner, Information Commissioners in the Central Information Commission, State Chief Information Commissioner and State Information Commissioners in the State Information Commission) Rules, 2019.

3. The Prime Minister has also signed the Submission Note to the President.

4. DoPT's File No. 4/14/2019-IR-2, is returned herewith.

21/2/2020

(Kavitha V. Padmanabhan)
Deputy Secretary
Tel. 2301 3132

Secretary, Department of Personnel & Training

PMO ID no. 600/52/C/03/2019-HR Dated .02.2020

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डा. सी. चंद्रमौलि, भा.प्र.से
सचिव
Dr. C Chandramouli, IAS
SECRETARY

सत्यमेव जयते

150 YEARS OF CELEBRATING THE MAHATMA

भारत सरकार
कार्मिक और प्रशिक्षण विभाग
कार्मिक, लोक शिकायत तथा पेंशन मंत्रालय
नॉर्थ ब्लाक, नई दिल्ली-110001
GOVERNMENT OF INDIA
DEPARTMENT OF PERSONNEL & TRAINING
MINISTRY OF PERSONNEL, PUBLIC
GRIEVANCES AND PENSIONS
NORTH BLOCK NEW DELHI-110001

Dear Ms. Pandove,

F.No. 4/14/2019-IR
24th February, 2020

I am happy to inform you that you have been selected for appointment as Information Commissioner in the Central Information Commission for a period of three years from the date you enter office.

2. The Terms of appointment as Information Commissioner in the Commission shall be regulated in accordance with the provisions of the Right to Information Act, 2005 and The Right to Information (Term of Office, Salaries, Allowances and Other Terms and Conditions of Service of Chief Information Commissioner, Information Commissioners in the Central Information Commission, State Chief Information Commissioner and State Information Commissioners in the State Information Commission) Rules, 2019. You are requested to confirm that offer of appointment as Information Commissioner is acceptable to you.

3. You are also requested to take note of the provisions of Section 12(6) of the RTI Act, 2005 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.

4. Therefore, it would be necessary for you to resign from other offices/organizations, if any, which you may be associated with in a capacity that is otherwise debarred/ prohibited under the RTI Act, before appointment as Information Commissioner in the Central Information Commission.

5. Please accept in advance our best wishes in your new assignment.

with regards,

Yours sincerely,

(Dr. C. Chandramouli)

Ms. Amita Pandove
10 Prem Nagar, Bhadson Road,
Patiala, Punjab

डा. सी. चंद्रमौलि, भा.प्र.से.
सचिव
Dr. C Chandramouli, IAS
SECRETARY

सत्यमेव जयते

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5. Please accept in advance our best wishes in your new assignment.

With regards,

Yours sincerely,

(Dr. C. Chandramouli)

Ms. Amita Pandove
10 Prem Nagar, Bhadson Road,
Patiala, Punjab

सूचना का अधिकार

Dr. Amita Pandove
10- Prem Nagar, Bhadson Road
Patiala (Punjab)-147001
+91-94170-05637

Dear Shri Dr. C. Chandramouli,

I am honoured to receive your letter dated 24th February, 2020 informing me that I have been selected for appointment as Information Commissioner in the Central Information Commission. It is my privilege to accept the offer of appointment as Information Commissioner in the Central Information Commission.

I further inform that, at present, I am not holding any other office of profit or office of profit prohibited under Section 12(6) of the Right to Information Act 2005 towards appointment as Information Commissioner in the Central Information Commission.

With regards,

Yours sincerely,

(Amita Pandove)

Dr. C. Chandramouli
Secretary
Department of Personnel & Training
North Block,
New Delhi.

Dr. Amita Pandove
10- Prem Nagar, Bhadson Road
Patiala (Punjab)-147001
+91-94170-05637

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With regards.

Yours sincerely,

(Amita Pandove)

Dr. C. Chandramouli
Secretary
Department of Personnel & Training
North Block,
New Delhi.

Name: Amita Pandove

Date of Birth: 31st July 1960

Educational Qualification:

- MA (Economics)
- M.Phil. (Economics)
- PhD (Economics)

Experience:

- Member, Punjab Public Service Commission, Punjab.
- Member, Senate, Panjab University, Chandigarh.
- Associate Professor, Government College for Girls, Patiala, Punjab.
- Lecturer, Government College, Karamsar (Ludhiana), Punjab.
- Lecturer, Shivalik College, Naya Nangal, Punjab.
- Lecturer, Baring Union Christian College, Batala, Punjab.
- Commissioned NCC Officer (2nd Lieutenant). Awarded All India 2nd position in Senior Wing at Women Officer Training School, Gwalior.
- Former Secretary/Advisor, Mata Gujri Charitable Society running Mata Gujri Kanya Chhatrawas (for orphan/destitute girls) at Patiala.
- Former Secretary, 'Sahara', a voluntary organization based in Patiala for helping TB patients.
- Former Nominated Member, Council for Advancement of People's Action and Rural Technology (CAPART), Ministry of Rural Development, GOI, New Delhi.
- Awarded honorary recognition for exemplary social service by Women's Studies Centre, Punjabi University, Patiala.
- Multiple research publications.

लोक रंजन
अपर सचिव
LOK RANJAN
Additional Secretary
Phone : 2309 4398
Fax : 2309 4630

सत्यमेव जयते

150 YEARS OF CELEBRATING THE MAHATMA

भारत सरकार
कार्मिक और प्रशिक्षण विभाग
कार्मिक, लोक शिकायत तथा पेंशन मंत्रालय
नॉर्थ ब्लाक, नई दिल्ली-110001
GOVERNMENT OF INDIA
DEPARTMENT OF PERSONNEL & TRAINING
MINISTRY OF PERSONNEL, PUBLIC
GRIEVANCES AND PENSIONS
NORTH BLOCK NEW DELHI-110001

D.O. No.4/14/2019-IR

February 24, 2020

Dear Ajay ji,

The Hon'ble President of India has approved the appointment of Ms Amita Pandove as the Information Commissioner in the Central Information Commission.

2. Section 13 (3) of the Right to Information Act, 2005 provides that the Chief Information Commissioner or an Information Commissioner shall before she enters upon her office make and subscribe before the President 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 of the Right to Information Act, 2005.

3. The new Information Commissioner would have to be administered an Oath or affirmation as per the First Schedule of the Right to Information Act, 2005. She has indicated that she will take oath in Hindi. A copy of the Oath in Hindi is enclosed. A suggested list of dignitaries who may be invited for the swearing-in-ceremony is enclosed.

4. Previously, the Hon'ble President had administered the oath to the Chief Information Commissioner and had appointed the Chief Information Commissioner to administer the oath to Information Commissioners in the Central Information Commission.

5. You are requested to inform the date and time at which Hon'ble President would be pleased to administer Oath to the new Information Commissioner. Alternatively, please inform the particulars of the person appointed by the Hon'ble President in this behalf.

With best wishes,

Yours sincerely,

(Lok Ranjan)

Shri Ajay Bhadoo,
Joint Secretary
President Secretariat,
Rashtrapati Bhawan,

सूचना का अधिकार अधिनियम, 2005

(पहली अनुसूची)

सूचना आयुक्त द्वारा ली जाने वाली शपथ या किए जाने वाले प्रतिज्ञान का प्रारूप

"मैं डॉ. अमिता पांडव जो सूचना आयुक्त नियुक्त हुई हूँ,

ईश्वर की शपथ लेती हूँ/सत्यनिष्ठा से प्रतिज्ञान करती हूँ

कि मैं विधि द्वारा स्थापित भारत के संविधान के प्रति सच्ची श्रद्धा और निष्ठा रखूँगी, मैं भारत की प्रभुता और अखंडता अक्षुण्ण रखूँगी तथा मैं सम्यक प्रकार से और श्रद्धापूर्वक तथा अपनी पूरी योग्यता, ज्ञान और विवेक से अपने पद के कर्तव्यों का भय या पक्षपात, अनुराग या द्वेष के बिना पालन करूंगी तथा मैं संविधान और विधियों की मर्यादा बनाए रखूँगी"।

Suggested list of Invitees of swearing in ceremony on Information Commissioner

1.	Vice President of India
2.	Prime Minister
3.	Chief Justice of India
4.	Speaker, Lok Sabha
5.	Home Minister
6.	Finance Minister
7.	Law Minister
8.	Principal Secretary to Prime Minister
9.	National Security Adviser
10.	Leader of Opposition in the Rajya Sabha
11.	Shri Adhir Ranjan Chowdhary, Leader of INC in Lok Sabha.
12.	MOS(PP)
13.	Chairman, UPSC
14.	Chief Election Commissioner
15.	Comptroller & Auditory General of India
16.	Chief Information Commissioner
17.	Attorney General of India
18.	Cabinet Secretary
19.	Chief Vigilance Commissioner
20-21.	Election Commissioners
22.	Solicitor General
23.	Principal Advisor to Prime Minister
24-29	Information Commissioners - 5
30.	Information Commissioner designate
31.	Home Secretary
32.	Finance Secretary
33.	Law Secretary
34.	Secretary, DoPT
35.	Secretary, Legislative Department
36.	Secretary (Coordination), Cabinet Secretariat
37.	Special Secretary & Establishment Officer, DoPT
38.	Director, CBI
39.	Director, IB
40.	Additional Secretary, Cabinet Secretariat
41.	Additional Secretary, DoPT
42.	Additional Secretary & Financial Advisor, DOPT
43-44.	Secretary/Additional Secretary, CIC
45-50	Family members of Information Commissioner designate

लोक रंजन
अपर सचिव
LOK RANJAN
Additional Secretary
Phone : 2309 4398
Fax : 2309 4630

सत्यमेव जयते

YEARS OF CELEBRATING THE MAHATMA

भारत सरकार
कार्मिक और प्रशिक्षण विभाग
कार्मिक, लोक शिकायत तथा पेंशन मंत्रालय
नॉर्थ ब्लाक, नई दिल्ली-110001
GOVERNMENT OF INDIA
DEPARTMENT OF PERSONNEL & TRAINING
MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS
NORTH BLOCK NEW DELHI-110001

D.O. No.4/14/2019-IR

February 24, 2020

Dear Ajay ji,

The Hon'ble President of India has approved the appointment of Ms Amita Pandove as the Information Commissioner in the Central Information Commission.

2. Section 13 (3) of the Right to Information Act, 2005 provides that the Chief Information Commissioner or an Information Commissioner shall before she enters upon her office make and subscribe before the President 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 of the Right to Information Act, 2005.

3. The new Information Commissioner would have to be administered an Oath or affirmation as per the First Schedule of the Right to Information Act, 2005. She has indicated that she will take oath in Hindi. A copy of the Oath in Hindi is enclosed. A suggested list of dignitaries who may be invited for the swearing-in-ceremony is enclosed.

4. Previously, the Hon'ble President had administered the oath to the Chief Information Commissioner and had appointed the Chief Information Commissioner to administer the oath to Information Commissioners in the Central Information Commission.

5. You are requested to inform the date and time at which Hon'ble President would be pleased to administer Oath to the new Information Commissioner. Alternatively, please inform the particulars of the person appointed by the Hon'ble President in this behalf.

With best wishes,

Yours sincerely,

(Lok Ranjan)

Shri Ajay Bhadoo,
Joint Secretary
President Secretariat,
Rashtrapati Bhawan,

PRESIDENT'S SECRETARIAT
Central Registry Section
New Delhi-110004
I-C/C letter
RECEIVED

सूचना
का अधिकार

डा. सी. चंद्रमौलि, भा.प्र.से.
सचिव
Dr. C Chandramouli, IAS
SECRETARY

सत्यमेव जयते

YEARS OF CELEBRATING THE MAHATMA

भारत सरकार
कार्मिक और प्रशिक्षण विभाग
कार्मिक, लोक शिकायत तथा पेंशन मंत्रालय
नॉर्थ ब्लाक, नई दिल्ली-110001
GOVERNMENT OF INDIA
DEPARTMENT OF PERSONNEL & TRAINING
MINISTRY OF PERSONNEL, PUBLIC
GRIEVANCES AND PENSIONS
NORTH BLOCK NEW DELHI-110001

Dear Ms. Pandove,

F.No. 4/14/2019-IR
24th February, 2020

I am happy to inform you that you have been selected for appointment as Information Commissioner in the Central Information Commission for a period of three years from the date you enter office.

2. The Terms of appointment as Information Commissioner in the Commission shall be regulated in accordance with the provisions of the Right to Information Act, 2005 and The Right to Information (Term of Office, Salaries, Allowances and Other Terms and Conditions of Service of Chief Information Commissioner, Information Commissioners in the Central Information Commission, State Chief Information Commissioner and State Information Commissioners in the State Information Commission) Rules, 2019. You are requested to confirm that offer of appointment as Information Commissioner is acceptable to you.

3. You are also requested to take note of the provisions of Section 12(6) of the RTI Act, 2005 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.

4. Therefore, it would be necessary for you to resign from other offices/organizations, if any, which you may be associated with in a capacity that is otherwise debarred/ prohibited under the RTI Act, before appointment as Information Commissioner in the Central Information Commission.

5. Please accept in advance our best wishes in your new assignment.

With regards,

Yours sincerely,

(Dr. C. Chandramouli)

Received

Ms. Amita Pandove
10 Prem Nagar, Bhadson Road,
Patiala, Punjab

Dr. Amita Pandove
10-Prem Nagar, Bhadson Road
Patiala (Punjab)-147001
+91-94170-05637

Dear Shri

I am honoured to receive your letter dated 24th February, 2020 informing me that I have been selected for appointment as Information Commissioner in the Central Information Commission. It is my privilege to accept the offer of appointment as Information Commissioner in the Central Information Commission.

I further inform that, at present, I am not holding any other office of profit or office of profit prohibited under Section 12(6) of the Right to Information Act 2005 towards appointment as Information Commissioner in the Central Information Commission.

With regards,

Yours sincerely,

(Amita Pandove)

Dr. C. Chandramouli
Secretary
Department of Personnel & Training
North Block,
New Delhi.

अजय भादू, आई.ए.एस.
राष्ट्रपति के संयुक्त सचिव

Ajay Bhadoo, I.A.S.
Joint Secretary to the President

राष्ट्रपति भवन,
नई दिल्ली-110004
RASHTRAPATI BHAVAN
New Delhi - 110004

F.No.53-CA(I)/2018

04th March, 2019

Respected Sir,

Please refer to your letters No. 4/11/2019-IR dated 24th February, 2020 requesting for soliciting the convenience of The President for a suitable date and time for administering Oath to Shri Bimal Julka, Chief Information Commissioner-designate and Ms. Amita Pandove, Information Commissioner-designate of the Central Information Commission.

I wish to inform that The President will be pleased to administer Oath of office to Shri Bimal Julka, Chief Information Commissioner – designate on 06th March, 2020 at 10.15 a.m. in the Yellow Drawing Room of Rashtrapati Bhavan.

Further, I wish to inform that The President has desired that the newly appointed Information Commissioner Ms. Amita Pandove may make and subscribe oath before the Chief Information Commissioner as provided under Section 13(3) of the Right to Information Act, 2005.

With Regards,

Yours sincerely,

(Ajay Bhadoo)

Shri Lok Ranjan,
Additional Secretary,
Department of Personnel & Training,
Ministry of Personnel, Public Grievances and Pensions,
North Block,
New Delhi.

Tel. : 91-11-23793302/23015321 Fax : 91-11-23011949 e-mail : jsp@rb.nic.in

117 924

283

Confidential

Ministry of Personnel, Public Grievances & Pensions
Department of Personnel & Training

North Block, New Delhi
28th December, 2018

To

Secretary
Central Information Commission
2nd Bhawan
Baba Gang Nath Marg, Munirka
New Delhi-110067

Subject: Oath to the newly appointed Information Commissioners.

Sir,

The Hon'ble President has approved the appointment of Shri Yashwardhan Kumar Sinha, Smt. Vanaja N Sarna, Shri Neeraj Kumar Gupta and Shri Suresh Chandra as Information Commissioners in the Central Information Commission in the same order of preference.

2. In this regard President Secretariat has conveyed that the President has desired that the newly appointed Information Commissioners may make and subscribe oath or affirmation before the Chief Information Commissioner as provided under Section 13(3) of the Right to Information Act, 2005.

3. You may please take necessary action accordingly.

Yours faithfully,
Sd-
(Lok Ranjan)
Additional Secretary to the Govt. of India
Tel:-23094398

Copy to Sh. S.P. Beck, Joint Secretary, Central Information Commission for information and necessary action.

(Lok Ranjan)

Email **bikesh.baranwal@nic.in**

Appointment of Chief IC and IC in Central Information Commission- Taking Oath reg.

From : Bikesh Kumar Barnawal <bikesh.baranwal@nic.in> Wed, Mar 04, 2020 05:44 PM

Subject : Appointment of Chief IC and IC in Central Information Commission- Taking Oath reg. 1 attachment

To : Niten Chandra <secy-cic@nic.in>

Cc : US RTI <usrti-dopt@nic.in>, Varsha Sinha <varsha.sinha@nic.in>

Sir,
Kindly find attached herewith two letters No.4/11/2019-IR and No.4/14/2019-IR on the above mentioned subject for necessary action.

Regards,

Bikesh Kumar Barnawal
SO (IR-II)
DoPT

Oath-Secy.pdf
53 KB

Confidential

F.No.4/14/2019-IR
Government of India
Ministry of Personnel, Public Grievances & Pensions
Department of Personnel and Training
****

North Block, New Delhi
Date: 4th March, 2020

To,

The Secretary
Central Information Commission,
CIC Bhawan, Baba Gangnath Marg,
Munirka, New Delhi - 110 067

Subject: Oath to the newly appointed Information Commissioner in Central Information Commission - reg

Sir,

The Hon'ble President has approved the appointment of Ms. Amita Pandove as Information Commissioner in Central Information Commission.

2. In this regard President Secretariat has conveyed that The President has desired that the newly appointed Information Commissioner Ms. Amita Pandove may make and subscribe oath or affirmation before the Chief Information Commissioner as provided under Section 13(3) of the Right to Information Act, 2005.

3. You may please take necessary action accordingly.

Yours faithfully

(Lok Ranjan) 04/03/2020
Additional Secretary to the Govt. of India
Tel: 23094398

Confidential

F.No.4/14/2019-IR
Government of India
Ministry of Personnel, Public Grievances & Pensions
Department of Personnel and Training
****

North Block, New Delhi
Date: 4th March, 2020

To,

The Secretary
Central Information Commission,
CIC Bhawan, Baba Gangnath Marg,
Munirka, New Delhi - 110 067

Subject: Oath to the newly appointed Information Commissioner in Central Information Commission - reg

Sir,

The Hon'ble President has approved the appointment of Ms. Amita Pandove as Information Commissioner in Central Information Commission.

2. In this regard President Secretariat has conveyed that The President has desired that the newly appointed Information Commissioner Ms. Amita Pandove may make and subscribe oath or affirmation before the Chief Information Commissioner as provided under Section 13(3) of the Right to Information Act, 2005.

3. You may please take necessary action accordingly.

Yours faithfully

Sd-
(Lok Ranjan)
Additional Secretary to the Govt. of India
Tel: 23094398

Copy to: Shri Rahul Rastogi, Joint Secretary (Admn), Central Information Commission, CIC Bhawan, Baba Gangnath Marg, Munirka, New Delhi - 110 067 – for information and necessary action.

(Lok Ranjan) 04/03/2020

F.No.4/14/2019-IR
Government of India
Ministry of personnel, Public Grievances and Pensions
(Department of Personnel & Training)
IR Division

Dated the 6th March, 2020

To

The Manager
Government of India Press
Mayapuri
New Delhi.

Sub: Appointment of Information Commissioner in the Central Information Commission-Notification to be published in Part-II Section 3, sub-section (ii) of the Gazette of India, Extraordinary, dated 6th March, 2020 after 1700 hrs.

Sir

I forward herewith a notification regarding appointment of Information Commissioner in the Central information Commission, in Hindi and English, to be published in Part-II, Section3, sub-section(ii) of the Gazette of India, Extra-ordinary, on 6th March, 2020 after 1700 hrs. A soft copy of the notification is enclosed.

2. It is requested that the above notification may be published and copies of published notification may please be provided to this Department.

3. This issues with the approval of Secy(P).

Yours faithfully

Sanjay Kumar

(Sanjay Kumar)
Under Secretary to the Government of India
Phone No.23092759

(TO BE PUBLISHED IN PART II, SECTION 3, SUB-SECTION (ii) OF THE GAZETTE OF INDIA, EXTRA ORDINARY **DATED 6th March, 2020 AFTER 1700 HRS)**

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

NOTIFICATION

New Delhi, the 6th March, 2020

S.O..... (E). – The President, on the recommendations of the committee constituted under sub-section (3) of section 12 of the Right to Information Act, 2005 (22 of 2005), is pleased to appoint Ms. Amita Pandove as the Information Commissioner in the Central Information Commission with effect from the afternoon of 6th March, 2020.

2. The terms and conditions of her appointment shall be regulated in accordance with the provisions of the Right to Information Act, 2005 and the Right to Information (Term of Office, Salaries, Allowances and Other Terms and Conditions of Service of Chief Information Commission, Information Commissioners in the Central Information Commission, State Chief Information Commissioner and State Information Commissioners in the State Information Commission) Rules, 2019.

[F.No.4/14/2019-IR]

(Lok Ranjan)
Additional Secretary to the Government of India

Copy to:

1. Ms. Amita Pandove, Information Commissioner, CIC, New Delhi
2. The Secretary, Central Information Commission, CIC Bhawan, Baba Gangnath Marg, Munirka, New Delhi – 110 067.
3. President's Secretariat (Shri Ajay Bhadoo, Joint Secretary), Rashtrapati Bhavan, New Delhi.
4. PS to Hon'ble Prime Minister, South Block, New Delhi.
5. Cabinet Secretariat, Rashtrapati Bhavan, New Delhi.
6. Sr. PPS to Secretary (P)/AS&FA(Home)/PS to JS(E)/JS(AT&A).
7. PPS to E.O., DoPT, North Block, New Delhi.
8. Pay & Accounts Office, CAR, Dalhousie Road, New Delhi
9. Guard file
10. 20 spare copies

(भारत के राजपत्र, असाधारण के भाग-II, खण्ड 3, उप-खण्ड (ii) में **दिनांक 06 मार्च, 2020 को 1700 बजे के बाद** प्रकाशनार्थ)

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

अधिसूचना

नई दिल्ली, 6 मार्च, 2020

का. आ. .....(अ).- सूचना का अधिकार अधिनियम, 2005 (2005 का 22) की धारा 12 की उप-धारा (3) के अंतर्गत गठित समिति की अनुशंसाओं पर राष्ट्रपति सुश्री अमिता पांडव को दिनांक 6 मार्च, 2020 के अपराह्न से केन्द्रीय सूचना आयोग में सूचना आयुक्त के रूप में नियुक्त करते हैं।

2. उनकी नियुक्ति की निबंधन और शर्तों को सूचना का अधिकार अधिनियम, 2005 और सूचना का अधिकार (केन्द्रीय सूचना आयोग में मुख्य सूचना आयुक्त, सूचना आयुक्तों, राज्य सूचना आयोग में राज्य मुख्य सूचना आयुक्त और राज्य सूचना आयुक्तों के कार्यकाल, वेतन, भत्ते और सेवा की अन्य निबंधन और शर्तें) नियम, 2019 के प्रावधानों के अनुसार विनियमित किया जाएगा।

[फा.सं. 4/14/2019-आईआर]

लोकरंजन

(लोक रंजन)
अपर सचिव, भारत सरकार

प्रति प्रेषितः

1. सुश्री अमिता पांडव, सूचना आयुक्त, सीआईसी, नई दिल्ली।
2. सचिव, केन्द्रीय सूचना आयोग, सीआईसी भवन, बाबा गंगनाथ मार्ग, मुनिरका, नई दिल्ली-110067
3. राष्ट्रपति सचिवालय (श्री अजय भादू, संयुक्त सचिव), राष्ट्रपति भवन, नई दिल्ली।
4. माननीय प्रधानमंत्री के निजी सचिव, साउथ ब्लॉक, नई दिल्ली।
5. मंत्रिमंडल सचिवालय, राष्ट्रपति भवन, नई दिल्ली।
6. सचिव (कार्मिक)/अपर सचिव एवं वित्तीय सलाहकार (गृह मंत्रालय) के वरिष्ठ प्रधान निजी सचिव/संयुक्त सचिव (स्था.)/संयुक्त सचिव (एटी ऐंड ए) के निजी सचिव।
7. स्थापना अधिकारी के प्रधान निजी सचिव, कार्मिक और प्रशिक्षण विभाग, नॉर्थ ब्लॉक, नई दिल्ली।
8. वेतन एवं लेखा कार्यालय, सीएआर, डलहौजी रोड, नई दिल्ली।
9. गार्ड फाइल।
10. 20 अतिरिक्त प्रतियां।

Confidential

F.No.4/14/2019-IR
Government of India
Ministry of Personnel, Public Grievances & Pensions
Department of Personnel and Training
****

North Block, New Delhi
Date: 4th March, 2020

To,

The Secretary
Central Information Commission,
CIC Bhawan, Baba Gangnath Marg,
Munirka, New Delhi - 110 067

Subject: Oath to the newly appointed Information Commissioner in Central Information Commission - reg

Sir,

The Hon'ble President has approved the appointment of Ms. Amita Pandove as Information Commissioner in Central Information Commission.

2. In this regard President Secretariat has conveyed that The President has desired that the newly appointed Information Commissioner Ms. Amita Pandove may make and subscribe oath or affirmation before the Chief Information Commissioner as provided under Section 13(3) of the Right to Information Act, 2005.

3. You may please take necessary action accordingly.

Yours faithfully

(Lok Ranjan) 04/03/2020
Additional Secretary to the Govt. of India
Tel: 23094398

5/3

R-14185 88/20/Secy(P) 06/3/20

राहुल रस्तोगी, आई.टी.एस.
संयुक्त सचिव एवं अपर पंजीयक
Rahul Rastogi, I.T.S.
Joint Secretary & Additional Registrar

सत्यमेव जयते

केन्द्रीय सूचना आयोग
कमरा नं.-506, पाँचवा तल, बाबा गंगनाथ मार्ग
मुनिरका, नई दिल्ली-110067
CENTRAL INFORMATION COMMISSION
Room No. 506, 5th Floor,
Baba Gangnath Marg, Munirka
New Delhi-110067
Tel.: 011-26102468, Fax : 011-26180517
E-mail : rahul.rastogi@gov.in

D.O. No. 2/14/2018/CIC/Admn **Date: 06/03/2020**

The Secretary
Department of Personnel and Training
Ministry of Personnel, Public Grievances and Pensions
North Block, New Delhi 110 011

Sub: OATH TO THE NEWLY APPOINTED INFORMATION COMMISSIONER.

Ref: DoPT's letter No. 4/14/2019-IR dated 04th March, 2020.

As per the instructions contained in the letter under reference, it is informed that Oath of Office of the Information Commissioner was administered by Shri Bimal Julka, Chief Information Commissioner to Ms Amita Pandove in Central Information Commission on 06th March, 2020 at 15 00 hrs.

2. A copy of the Oath taken by Ms Amita Pandove is sent herewith for information and necessary action.

3. It is requested that a copy of the notification of the appointment of the Information Commissioner may be sent to this Commission.

06/03/2020
(Rahul Rastogi)
Joint Secretary (Admn)

06/03
Secy
AS(ER)
04/03/2020
Dir(IR)
VSinha 09/03/20
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THE FIRST SCHEDULE
[Sections 13(3) and 16(3) of the RTI Act, 2005]
FORM OF OATH OR AFFIRMATION TO BE MADE BY THE INFORMATION COMMISSIONER

"I, Amita Pandove,

having been appointed Information Commissioner, swear in the name of God that I will bear true faith and allegiance to the Constitution of India as by law established, that I will uphold the sovereignty and integrity of India, that I will duly and faithfully and to the best of my ability, knowledge and judgement perform the duties of my office without fear or favour, affection or ill-will and that I will uphold the Constitution and the laws."

(Amita Pandove)
06.03.2020

In my presence

(Bimal Julka)
Chief Information Commissioner
06.03.2020

पहली अनुसूची
(धारा 13 (3) और धारा 16 (3)
सूचना का अधिकार अधिनियम, 2005)
सूचना आयुक्त द्वारा ली जाने वाली शपथ
या किये जाने वाले प्रतिज्ञान का प्रारूप

मैं, अमिता पांडव जो सूचना आयुक्त नियुक्त हुई हूँ,

ईश्वर की शपथ लेती हूँ / सत्यनिष्ठा से प्रतिज्ञान करती हूँ

कि मैं विधि द्वारा स्थापित भारत के संविधान के प्रति सच्ची श्रद्धा और निष्ठा रखूँगी, मैं भारत की प्रभुता और अखंडता अक्षुण्ण रखूँगी तथा मैं सम्यक प्रकार से और श्रद्धापूर्वक तथा अपनी पूरी योग्यता, ज्ञान और विवेक से अपने पद के कर्तव्यों का भय या पक्षपात, अनुराग या द्वेष के बिना पालन करूंगी तथा मैं संविधान और विधियों की मर्यादा बनाए रखूँगी ।

अमिता पांडव

(अमिता पांडव)

06-03-2020

मेरी उपस्थिति में

बि. जुल्का

(बिमल जुल्का)

मुख्य सूचना आयुक्त

06-03-2020

रजिस्ट्री सं. डी.एल.- 33004/99 REGD. NO. D. L.-33004/99

भारत का राजपत्र
The Gazette of India

सी.जी.-डी.एल.-अ.-06032020-216573
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असाधारण
EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (ii)
PART II—Section 3—Sub-section (ii)

प्राधिकार से प्रकाशित
PUBLISHED BY AUTHORITY

सं. 891] नई दिल्ली शुक्रवार, मार्च 6, 2020/फाल्गुन 16, 1941
No. 891] NEW DELHI, FRIDAY, MARCH 6, 2020/PHALGUNA 16, 1941

कार्मिक, लोक शिकायत तथा पेंशन मंत्रालय

(कार्मिक और प्रशिक्षण विभाग)

अधिसूचना

नई दिल्ली, 6 मार्च, 2020

का.आ. 995(अ).—सूचना का अधिकार अधिनियम, 2005 (2005 का 22) की धारा 12 की उप-धारा (3) के अंतर्गत गठित समिति की अनुशंसाओं पर राष्ट्रपति सुश्री अमिता पांडव को दिनांक 6 मार्च, 2020 के अपराह्न से केन्द्रीय सूचना आयोग में सूचना आयुक्त के रूप में नियुक्त करते हैं।

2. उनकी नियुक्ति की निबंधन और शर्तों को सूचना का अधिकार अधिनियम, 2005 और सूचना का अधिकार (केन्द्रीय सूचना आयोग में मुख्य सूचना आयुक्त, सूचना आयुक्तों, राज्य सूचना आयोग में राज्य मुख्य सूचना आयुक्त और राज्य सूचना आयुक्तों के कार्यकाल, वेतन, भत्ते और सेवा की अन्य निबंधन और शर्तें) नियम, 2019 के प्रावधानों के अनुसार विनियमित किया जाएगा।

[फा.सं. 4/14/2019-आईआर]

लोक रंजन, अपर सचिव

MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS

(Department of Personnel and Training)

NOTIFICATION

New Delhi, the 6th March, 2020

S.O. 995 (E).—The President, on the recommendations of the committee constituted under sub-section (3) of section 12 of the Right to Information Act, 2005 (22 of 2005), is pleased to appoint Ms. Amita Pandove as the Information Commissioner in the Central Information Commission with effect from the afternoon of 6th March, 2020.

2. The terms and conditions of her appointment shall be regulated in accordance with the provisions of the Right to Information Act, 2005 and the Right to Information (Term of Office, Salaries, Allowances and Other Terms and Conditions of Service of Chief Information Commission, Information Commissioners in the Central Information Commission, State Chief Information Commissioner and State Information Commissioners in the State Information Commission) Rules, 2019.

[F.No.4/14/2019-IR]

LOK RANJAN, Addl. Secy.

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ALOK KUMAR Digitally signed by ALOK KUMAR Date: 2020.03.06 16:47:03 +05'30'

F.No.4/14/2019-IR
Government of India
Ministry of personnel, Public Grievances and Pensions
(Department of Personnel & Training)
IR Division

Dated the 6th March, 2020

To

The Manager
Government of India Press
Mayapuri
New Delhi.

Sub: Appointment of Information Commissioner in the Central Information Commission-Notification to be published in Part-II Section 3, sub-section (ii) of the Gazette of India, Extraordinary, dated 6th March, 2020 after 1700 hrs.

Sir

I forward herewith a notification regarding appointment of Information Commissioner in the Central information Commission, in Hindi and English, to be published in Part-II, Section3, sub-section(ii) of the Gazette of India, Extra-ordinary, on 6th March, 2020 after 1700 hrs. A soft copy of the notification is enclosed.

2. It is requested that the above notification may be published and copies of published notification may please be provided to this Department.

3. This issues with the approval of Secy(P).

ATO (M)
13/3/2020
50/12-27
15/3/2020

Yours faithfully

Sanjay Kumar

(Sanjay Kumar)
Under Secretary to the Government of India
Phone No.23092759

(TO BE PUBLISHED IN PART II, SECTION 3, SUB-SECTION (ii) OF THE GAZETTE OF INDIA, EXTRA ORDINARY **DATED 6th March, 2020 AFTER 1700 HRS)**

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

NOTIFICATION

New Delhi, the 6th March, 2020

S.O..... (E). – The President, on the recommendations of the committee constituted under sub-section (3) of section 12 of the Right to Information Act, 2005 (22 of 2005), is pleased to appoint Ms. Amita Pandove as the Information Commissioner in the Central Information Commission with effect from the afternoon of 6th March, 2020.

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[F.No.4/14/2019-IR]

(Lok Ranjan)
Additional Secretary to the Government of India

Copy to:

1. Ms. Amita Pandove, Information Commissioner, CIC, New Delhi
2. The Secretary, Central Information Commission, CIC Bhawan, Baba Gangnath Marg, Munirka, New Delhi – 110 067.
3. President's Secretariat (Shri Ajay Bhadoo, Joint Secretary), Rashtrapati Bhavan, New Delhi.
4. PS to Hon'ble Prime Minister, South Block, New Delhi.
5. Cabinet Secretariat, Rashtrapati Bhavan, New Delhi.
6. Sr. PPS to Secretary (P)/AS&FA(Home)/PS to JS(E)/JS(AT&A).
7. PPS to E.O., DoPT, North Block, New Delhi.
8. Pay & Accounts Office, CAR, Dalhousie Road, New Delhi
9. Guard file
10. 20 spare copies

(भारत के राजपत्र, असाधारण के भाग-II, खण्ड 3, उप-खण्ड (ii) में **दिनांक 06 मार्च, 2020 को 1700 बजे के बाद** प्रकाशनार्थ)

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

अधिसूचना

नई दिल्ली, 6 मार्च, 2020

का. आ. .....(अ).- सूचना का अधिकार अधिनियम, 2005 (2005 का 22) की धारा 12 की उप-धारा (3) के अंतर्गत गठित समिति की अनुशंसाओं पर राष्ट्रपति सुश्री अमिता पांडव को दिनांक 6 मार्च, 2020 के अपराह्न से केन्द्रीय सूचना आयोग में सूचना आयुक्त के रूप में नियुक्त करते हैं।

2. उनकी नियुक्ति की निबंधन और शर्तों को सूचना का अधिकार अधिनियम, 2005 और सूचना का अधिकार (केन्द्रीय सूचना आयोग में मुख्य सूचना आयुक्त, सूचना आयुक्तों, राज्य सूचना आयोग में राज्य मुख्य सूचना आयुक्त और राज्य सूचना आयुक्तों के कार्यकाल, वेतन, भत्ते और सेवा की अन्य निबंधन और शर्तें) नियम, 2019 के प्रावधानों के अनुसार विनियमित किया जाएगा।

[फा.सं. 4/14/2019-आईआर]

लोक रंजन

(लोक रंजन)
अपर सचिव, भारत सरकार

प्रति प्रेषितः

1. सुश्री अमिता पांडव, सूचना आयुक्त, सीआईसी, नई दिल्ली।
2. सचिव, केन्द्रीय सूचना आयोग, सीआईसी भवन, बाबा गंगनाथ मार्ग, मुनिरका, नई दिल्ली-110067
3. राष्ट्रपति सचिवालय (श्री अजय भादू, संयुक्त सचिव), राष्ट्रपति भवन, नई दिल्ली।
4. माननीय प्रधानमंत्री के निजी सचिव, साउथ ब्लॉक, नई दिल्ली।
5. मंत्रिमंडल सचिवालय, राष्ट्रपति भवन, नई दिल्ली।
6. सचिव (कार्मिक)/अपर सचिव एवं वित्तीय सलाहकार (गृह मंत्रालय) के वरिष्ठ प्रधान निजी सचिव/संयुक्त सचिव (स्था.)/संयुक्त सचिव (एटी ऐंड ए) के निजी सचिव।
7. स्थापना अधिकारी के प्रधान निजी सचिव, कार्मिक और प्रशिक्षण विभाग, नॉर्थ ब्लॉक, नई दिल्ली।
8. वेतन एवं लेखा कार्यालय, सीएआर, डलहौजी रोड, नई दिल्ली।
9. गार्ड फाइल।
10. 20 अतिरिक्त प्रतियां।

F.No. 4/14/2020-IR
Government of India
Ministry of Pension, Public Grievances & Pension
Department of Personnel & Training
***

North Block, New Delhi
12th March, 2020

OFFICE MEMORANDUM

Sub: Appointment of Information Commissioner in the Central Information Commission- Notification regarding.

The undersigned is directed to forward a copy of Gazette Notification regarding the appointment of Ms Amita Pandove as Information Commissioner in the Central Information Commission with effect from the afternoon of 6th March, 2020 for information and further necessary action.

Sanjay Kumar
(Sanjay Kumar)
Under Secretary to the Govt. Of India

To

Secretary, Central Information Commission
CIC Bhawan, Baba Gang Nath Marg,
Munirka, New Delhi-110067

रजिस्ट्री सं. डी.एल.- 33004/99 REGD. NO. D. L.-33004/99

भारत का राजपत्र
The Gazette of India

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असाधारण
EXTRAORDINARY

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कार्मिक, लोक शिकायत तथा पेंशन मंत्रालय

(कार्मिक और प्रशिक्षण विभाग)

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नई दिल्ली, 6 मार्च, 2020

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[फा.सं. 4/14/2019-आईआर]

लोक रंजन, अपर सचिव

MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS

(Department of Personnel and Training)

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