

By Speed Post

File No. MoES/29/186/2015-RTI

Government of India

Ministry of Earth Sciences

Prithvi Bhawan, IMD Campus

Lodhi Road, New Delhi.

Dated – 12 January, 2015.

To

Shri Ravi Kumar,  
Chinmayam, H. No. KP4/641A,  
Puravoorkonam, Vazhayila, Karakulam P.O.,  
Trivandrum-695564

Subject:-Information sought by Shri Ravi Kumar, Chinmayam, H. No. KP4/641A,  
Puravoorkonam, Vazhayila, Karakulam P.O., Trivandrum-695564 under RTI  
Act.

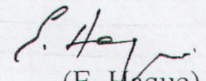
Kindly refer to your RTI application dated 20/10/2015 (received on 02/11/2015)  
on the above mentioned subject.

2. The replies provided by the concerned officer vide MoES ID Note No. MoES/29/63/2015-Estt. dated 07/01/2016 is enclosed herewith.
3. An appeal, if any, against this reply may be made to the Appellate Authority of the Ministry, at the following address within 30 days of the receipt of the letter.

Shri Vivek Misra, Director /FAA.  
Ministry of Earth Sciences, Prithvi Bhawan,  
IMD Campus, Lodhi Road, New Delhi-110003.

Encl. As above.

Yours faithfully,

  
(E. Haque)

Central Public Information Officer & Scientist 'C'  
Tel. No. 24669521.

Copy for information to:-

1. Director, (ICC) & FAA MoES, New Delhi.
2. Dr. N. Khare, Sct. 'C' & Transparency Officer, MoES, New Delhi.
3. US (Estt) for information.
4. In Charge IT Section (Sh. Krishnan is requested to upload this reply on website  
www.moes.gov



Ministry of Earth Sciences

Estt. Section

...

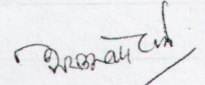
Subject:- Request for information sought by Shri Ravi Kumar, Trivandrum under RTI Act, 2005.

CPIO may please refer to their Note No. MoES/29/221/2015-RTI dated 23/12/2015 enclosing therewith a copy of OM No. MoES/29/186/2015-RTI dated 18/12/2015, dated 9/11/2015 and a copy of the RTI application dated 20/10/2015 of Shri Ravi Kumar, Trivandrum.

2. The information sought by the applicant is as under:-

Information sought	Reply
A copy of the Memorandum of Understanding (MoU) signed between MoES, GOI and S&T Deptt., Govt. of Kerala	A copy of the Memorandum of Understanding (MoU) signed between MoES, GOI and S&T Deptt., Govt. of Kerala is enclosed.

3. This issues with the approval of Deputy Secretary (Estt.).



(A.K. Bhattacharyya)

Under Secretary to the Govt. of India

Shri E. Haque, CPIO & Scientist-C, MoES

MoES ID Note No. MoES/ 29/ 63/2015-Estt. dated 07/01/2016.

Pis forward to the Applicant  
Sr. R. L. Meera

A/c  
11/1/16





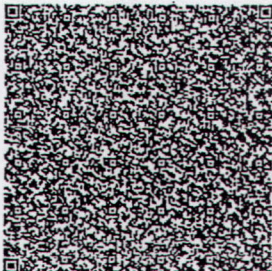
सत्यमेव जयते

INDIA NON JUDICIAL

Government of National Capital Territory of Delhi

e-Stamp

Certificate No.	: IN-DL02603550069912L
Certificate Issued Date	: 27-Dec-2013 02:28 PM
Account Reference	: IMPACC (IV)/ dl782903/ DELHI/ DL-DELH
Unique Doc. Reference	: SUBIN-DL78290302966221569847L
Purchased by	: MINISTRY OF EARTH SCIENCES
Description of Document	: Article 5 General Agreement
Property Description	: Not Applicable
Consideration Price (Rs.)	: 0 (Zero)
First Party	: MINISTRY OF EARTH SCIENCES
Second Party	: SCIENCE AND TECHNOLOGY DEPARTMENT GOVT OF KERALA
Stamp Duty Paid By	: MINISTRY OF EARTH SCIENCES
Stamp Duty Amount(Rs.)	: 100 (One Hundred only)



ORIGINAL ORIGINAL ORIGINAL ORIGINAL  
COPY ORIGINAL ORIGINAL ORIGINAL  
ORIGINAL ORIGINAL ORIGINAL ORIGINAL

Please write or type below this line

MEMORANDUM OF UNDERSTANDING

BETWEEN

THE MINISTRY OF EARTH SCIENCES, GOVERNMENT OF INDIA,

SCIENCE & TECHNOLOGY DEPARTMENT, GOVERNMENT OF KERALA

AND

KERALA STATE COUNCIL FOR SCIENCE, TECHNOLOGY & ENVIRONMENT

FOR

TAKE OVER OF CENTRE FOR EARTH SCIENCE STUDIES BY THE MINISTRY OF EARTH SCIENCES, GOVERNMENT OF INDIA

*Signature*

Statutory Alert:

This Stamp Certificate should be verified at [www.shclstamp.com](http://www.shclstamp.com). Any discrepancy in the details on this Certificate and as



## MEMORANDUM OF UNDERSTANDING

This MEMORANDUM OF UNDERSTANDING is made and entered into on this first day of the month January in the year two thousand and fourteen between Ministry of Earth Sciences, Government of India, New Delhi, hereinafter referred to as MoES of the FIRST PARTY; represented by Dr. Shailesh Nayak, Secretary, Ministry of Earth Sciences, Government of India, Prithvi Bhawan, Lodhi Road, New Delhi – 110 003; Science and Technology Department, Government of Kerala, hereinafter referred to as 'GoK' of the SECOND PARTY, represented by Prof. V.N. Rajasekharan Pillai, Ex-Officio Principal Secretary to Government, Government of Kerala, Sasthra Bhavan, Pattom, Thiruvananthapuram. – 695 004, and Kerala State Council for Science, Technology & Environment, a society under the Travancore Cochin Literary, Scientific and Charitable Societies Act, 1955, having its registered office at Sasthra Bhavan, Pattom Palace P.O., Thiruvananthapuram., Kerala hereinafter referred to as 'KSCSTE' of the THIRD PARTY represented by Prof. V.N. Rajasekharan Pillai, Executive-Vice-President, Kerala State Council for Science, Technology & Environment, Sasthra Bhavan, Pattom, Thiruvananthapuram – 695 004.

Whereas the First Party of this MoU, MoES, Gol, under the Gol Allocation of Business Rules, 1950 is competent to deal with subjects presently handled in Centre for Earth Science Studies (CESS) of the Third Party.

And whereas the Second Party, i.e. the Govt. of Kerala presently has the Third Party, i.e., KSCSTE as an autonomous institution registered as a society under the Travancore Cochin Literary, Scientific and Charitable Societies Registration Act, 1955 Act.

*V.N. Rajasekharan Pillai*  
SES



And whereas the third party i.e., "KSCSTE" is a registered society under the Travancore Cochin Literary, Scientific and Charitable Societies Registration Act, 1955 with the main objectives of encouraging and promoting Science & Technology related activities in the State of Kerala and has CESS as one of its Research and Development institutions.

And whereas the Second party vide G.O. (Ms) No. 4/2012/S&T dated 23.11.2012 has accorded in principle approval for the proposal and subsequently Government of Kerala is pleased to confirm the in principle approval vide order GO (MS) No. 05/2012/S&T dated 19.12.2012 for take over of CESS by the First Party. And whereas all the parties of this MOU have principally agreed that the CESS, currently an institution of third party, shall stand transferred to the first party as its autonomous body and the first party shall get it registered as a society under the applicable law.

And whereas it has been agreed to by all the parties of this MoU that the First Party shall be nodal agency to take over CESS.

Accordingly, this Memorandum of Understanding (MoU) records the role and responsibilities of the participating agencies, and other matters related to the development of CESS as an autonomous institution under the administrative control of the First Party independent from other parties as agreed amongst the Parties.

**NOW IN PURSUANCE OF THE UNDERSTANDING OF THE PARTS OF THIS MOU,  
THE PARTIES HERE BY AGREE AS UNDER:**

**1.0. ROLE OF FIRST PARTY, MINISTRY OF EARTH SCIENCES, GOVERNMENT OF INDIA, NEW DELHI**

1.1. To form a society and get it registered under the Travancore Cochin Literary, Scientific and Charitable Societies Act, 1955, who shall take over the functions and management of CESS.

*[Handwritten signature]*

*[Handwritten initials]*



- 1.2 To take over the administrative control of CESS with all its present assets, infrastructure and liabilities including that of the manpower employed (by CESS) as on 31.12.2013.
- 1.3 To decide upon the organizational structure of CESS as an autonomous body under the administrative control of MoES, independent from KSCSTE and GoK, considering its goals and future growth and to take all decisions pertaining to the mandate, structure and functioning of such autonomous body.
- 1.4 To implement the take over plan
- 1.5 To provide grants and funds to CESS from the date of take over.
- 1.6 To receive the balance amount from the funding agencies for the projects implemented/consultancy services rendered by CESS prior to take over and to credit the amount to the account of the autonomous body under MoES.

## **2.0. ROLE OF SECOND PARTY SCIENCE & TECHNOLOGY DEPARTMENT, GOVERNMENT OF KERALA**

- 2.1 To take all steps for handing over of the administrative control of CESS as an autonomous body to the administrative control of MoES, independent from KSCSTE and GoK and take over plan as may be mutually decided by the MoES, GoK and KSCSTE.
- 2.2 To provide all assistance in transfer of 13.95 acres of Government land which currently houses the building and campus of CESS and presently under the possession of KSCSTE to such autonomous body under MoES. The land will be treated as on 99 years lease from the date of take over with a material lease rent of ₹ 1/- per acre per year vide GO(MS) No. 468/2013/RD dated 24.10.2013, with the State Government having the right to revise the lease rent appropriately, in

*Handwritten signature*

*SPD*



case the autonomous body to be set up gives up the control over the organization in favour of any other organization under GoI. Alternatively, the GoI may give an assurance that they will never hand over control of the organization to a third party. If the new society being formed by the GoI is wound up at any time in the future, the assets acquired at the time of take over shall revert to the Government of Kerala.

2.3 To provide all assistance in procurement of additional land, adjoining the present campus of CESS from the concerned Departments of the Government of Kerala, and its allotment to the autonomous body under MoES.

2.4 To provide all assistance in transfer of the assets including the equipment and produce of CESS to the autonomous body under MoES.

2.5 To provide all necessary assistance in getting CESS registered as an autonomous body under MoES.

2.6 To continue to provide financial assistance to CESS till the date of take over, i.e., it becomes an autonomous body under the administrative control of MoES and the liability is assumed by MoES.

2.7 To continue to provide all necessary administrative support to CESS till its administrative control is fully assumed by MoES.

### 3.0 ROLE OF THIRD PARTY KERALA STATE COUNCIL FOR SCIENCE, TECHNOLOGY & ENVIRONMENT

3.1 To take all necessary steps in reorganization of CESS as an autonomous body under the administrative control of MoES independent from KSCSTE and GoK. To transfer all the assets including the equipment and produce of CESS to such an autonomous body. The land will be treated as on 99 years lease from the date of

*Unabhai*

*sen*



take over with a material lease rent of ₹ 1/- per acre per year, with the State Government having the right to revise the lease rent appropriately, in case the autonomous body to be set up gives up the control over the organization in favour of any other organization under Gol. Alternatively, the Gol may give an assurance that they will never hand over control over the organization to a third party. If the new society being formed by the Gol is wound up at any time in the future, the assets shall revert to the Government of Kerala/KSCSTE.

- 3.2 To transfer 13.95 acres the land which houses the current building and campus of CESS now under the possession of KSCSTE to MoES on lease 99 year from the date of take over with a material lease rent of ₹ 1/- per acre per year by entering into an agreement between Revenue Department on behalf of GoK and MoES Government of India.
- 3.3 To transfer all the assets including the equipment and produce of CESS to the autonomous body under MoES.
- 3.4 To seek additional land, adjoining the present campus of CESS from Government of Kerala, and to get its allotment to the autonomous body under MoES.
- 3.5 To continue to provide financial assistance to CESS till it becomes an autonomous body under the administrative control of MoES and the liability is assumed by MoES.
- 3.6 To hand over the employer/employee Provident Fund contribution to the autonomous body.
- 3.7 To help and assist MoES in performance of the obligations and to provide all the necessary papers and documents as may be required to achieve the objectives.

*Chakraborty*

*mal*



- 3.8 To meet the expenses till the take over, i.e., CESS becomes an autonomous body under the administrative control of MoES, against purchase orders issued, work orders issued, agreements executed, balance amount yet to be paid for the supply/works already committed, services utilized before the date of take over of CESS.
- 3.9 To meet the salary expenses of the employees till the previous day of the take over.

#### 4.0 DURATION OF MEMORANDUM OF UNDERSTANDING

This MoU will remain in force till the CESS becomes an autonomous body under the administrative control of MoES and the responsibility is assumed by MoES and until all claims are settled between MoES, GoK and KSCSTE

- 5.0 All notices and correspondence shall be in writing and may be sent by sending the same by registered mail or by Facsimile transmission to others, at its address set forth herein below or at such other address as may subsequently notify.

1. Secretary, Ministry of Earth Sciences, Government of India, Prithvi Bhawan, Opp. India Habitat Centre, Lodhi Road, New Delhi -- 110 003.
2. Ex-Officio Principal Secretary to Government, Government of Kerala, Sasthra Bhavan, Pattom, Thiruvananthapuram -- 695 004.
3. Executive-Vice-President, Kerala State Council for Science, Technology & Environment, Sasthra Bhavan, Pattom, Thiruvananthapuram -- 695 004.

- 6.0 If any dispute or difference arises as to the interpretation of this MoU or any term and condition thereof or the responsibility of any party hereto or the sequence thereof or otherwise, the same shall be settled amicably by mutual consultation,

*Handwritten signature*

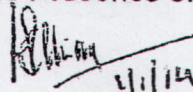
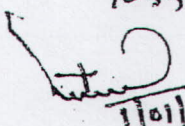
*Handwritten mark*

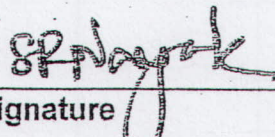


failing which the decision of Secretary, Ministry of Earth Sciences, Government of India shall be final and binding on all the parties.

IN WITNESS WHEREOF the parties hereto have set their respective hands on this Memorandum of Understanding on the day, month and year first above written in presence of:

In the Presence of Witness :

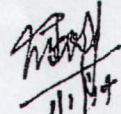
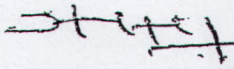
1.   
11/1/14  
ICSS Subamanian  
MOES
2.   
11/01/14  
TARUN SOOD, MOES


  
Signature

Dr. Shailesh Nayak  
Secretary, Ministry of Earth Sciences  
Government of India



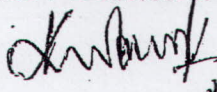
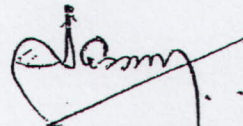
In the Presence of Witness :

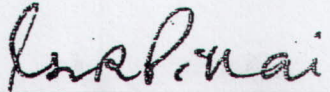
1.   
11/1/14 MARY JO V.  
Dept. of Science & Technology
2.   
Shine A. Hegde  
Under Secretary  
Science & Technology  
Govt. of Kerala

  
Signature

V.N. Rajasekharan Pillai  
Principal Secretary,  
Dept. of Science & Technology,  
Government of KERALA

In the Presence of Witness :

1.   
01.01.2014  
D.V.P. Kurian  
Director, CEES
2.   
11/1/14  
Haroon Rashid. N.A.K.  
Registrar-in-Charge

  
Signature

V.N. Rajasekharan Pillai  
Executive Vice President,  
Kerala State Council for Science,  
Technology & Environment  
(KSCSTE)