

MoES/29(34)2013/RTI
Ministry of Earth Sciences
Prithvi Bhavan,
Lodi Road, New Delhi-3

Date : 3/8/2013

To
Shri Raja Acharya,
Flat No.K-7, Cluster-8,Sector-3,
Purbachal Salt Lake City,
Kolkata-7

Sub : Request for information under RTI Act, 2005 - two cases.

Ref :

(i) Cabinet Sectt. Letter No.12015/321/2013-RTI dt. 1.7.2013 addressed to you & copy endorsed to the undersigned in which your RTI application dt. 10.5.2013 for providing comments/instructions issued by the Cabinet Secretariat on the draft Cabinet Note on conferring financial and administrative powers to Earth Commission, has been transferred to this Ministry.

(ii) Your application dt. 8.6.2013 in which you have referred your earlier application dt. 25.3.2013 where you have sought information regarding correspondence with Cabinet Secretariat/Committee of Secretaries meeting to know the responses from the Cabinet Sectt. on the issue of Cadre Restructuring of Gr.B Scientist and Gr.'C' Technical support staff of IMD, as the papers relating to them were forwarded by MoES to the Cabinet Sectt. As part of write up in 2011.

Sir,

Your kind attention is invited to the following provisions of the RTI Act : -

"8. (1) Notwithstanding anything contained in this Act, there shall be no obligation to give any citizen (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 the Section shall not be disclosed."

2. It is clarified that decisions on both the issues raised by you have not yet been taken. It is therefore, regretted that copies of the records at present cannot be made available to you under first proviso of Sec.8(1) (i) of the RTI Act, 2005.

3. An appeal, if any, against this reply may be made to the Appellate Authority of the Ministry, i.e. Shri A.K.Madan, Deputy Secretary (Vig.), Ministry of Earth Sciences, Prithvi Bhavan, IMD Campus, Lodi Road, New Delhi-3, within 30 days of the receipt of the letter.

Yours faithfull,



(B.K.Thakur)

CPIO & Sc."e"

Tel.No.011-24669535

Copy to : DS (Vig.)/JS(Estt.)/Dr. M.Sudhakar, Transparency Officer/PPS to Secretary/Dir.(Estt.)/US(Estt.)/In-charge IT(Shri Krishnan) to upload the reply on web.