

Speed Post



GOVERNMENT OF INDIA
NATIONAL COMMISSION FOR SCHEDULED TRIBES

6th floor, 'B' Wing, Loknaya Bhawan
Khan market, New Delhi-110 003.

Dated: 28.08.2012

No.11/1/2012/Kerala-StateComm/for/SCs/STs/RU-IV

To

The Chairman
Kerala State Commission for SCs & STs
4th Floor, Ayyankali Bhawan, Kananagar,
Kowdiar PO, Thiruvananthpuram – 695 003
(Kerala)

The Secretary
Tribal Development Deptt.,
Govt. of Kerala, Thiruvananthpuram,
(Kerala)

Sub: Meeting with the Hon'ble Chairman, Members of NCST to discuss certain subjects of common interests of STs by the Kerala State Commission for SCs & STs at New Delhi.

Sir,

I am directed to refer to this Commission's letter of even number dated 17.04.2012 on the above subject and to forward herewith a copy of the minutes of the meeting held on 27.04.2012 in the Commission.

Yours faithfully,

(K. D. Bhansor) Mrs.
Deputy Director

Copy to: -

I-SSA (NIC)

File No. 11/1/2012/KERALA STATE COMMISSION FOR SCs and STs/RU-IV

Subject: Minutes of the Meeting held on 27.04.2012 at 12.00hrs with the Chairman of Kerala State Commission for Scheduled Castes and Scheduled Tribes regarding safeguards for STs in the State of Kerala.

Present

NCST

1. Dr. Rameshwar Oraon, Hon'ble Chairperson
2. Shri Behru Lal Meena, Hon'ble Member
3. Smt. K. Kamala Kumari, Hon'ble Member
4. Smt. K.D. Bhansor, Deputy Director
5. Shri N. Balasubramanian, Research Officer

KERALA STATE COMMISSION FOR SCs and STs

1. Judge. P.N. Vijaya Kumar, Hon'ble Chairman
2. Shri Exhhukone Narayanan, Hon'ble Member
3. Adv. K.K. Manoj, Hon'ble Member


The meeting was taken by the Hon'ble Chairperson NCST along with the Commission's Members on 27.04.2012 with reference to the Chairman, Kerala State Commission for SCs & STs letter dated 03.04.2012.

2. At the outset, the Commission welcomed the Chairman, Kerala State Commission for Scheduled Castes and Scheduled Tribes and its other Members. Chairman, NCST apprised about the functions and duties of the NCST enshrined under Article 338A of the Constitution. In order to discharge its functions and duties, the Commission has formulated its own rules and procedures under Clause(8) of Article 338A of the Constitution. While investigating any matter referred to in sub-clause (a) or inquiring into any complaint referred to in sub-clause (b) of clause (5), NCST has all the power of a civil court trying a suit and in particular, in respect of the following matters, namely:-

- (a) summoning and enforcing the attendance of any person from any part of India and examining him on oath;
- b) requiring the discovery and production of any document;
- c) receiving evidence on affidavits;
- (d) requisitioning any public record or copy thereof from any court or office;
- (e) issuing commissions for the examination of witnesses and documents;
- (f) any other matter which the President may, by rule, determine

3. Chairman, NCST further explained that for the purpose of taking evidence in the investigation or inquiry, the Commission may require the presence of any person the Commission, as and when considered necessary, and may also issue summons for

1


THE HON'BLE CHAIRMAN / Dr. RAMESHWAR ORAON
अध्यक्ष / Chairman
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार / Govt. of India
नई दिल्ली / New Delhi


enforcing attendance of any person from any part of India and examining him/her during the course of investigation and inquiry by the Commission. The Commission provides at least 15 days' notice to the person directed to be present before the Commission from the date of receipt of the summons.

4. Chairman, NCST also informed that the Commission has established computerized file management system to facilitate efficient monitoring of cases. The deliberations of the meetings of the Commission are also hosted on the website of the Commission to facilitate access by general public. The consultation by the Union and every State Government on all major policy matters affecting Scheduled Tribes is also mandatory. It was also informed that NCST has 6 Regional Offices at Bhopal, Bhubneshwar, Jaipur, Ranchi, Raipur and Shillong.

5. Chairman, Kerala State Commission for SCs & STs informed the Chairman, NCST that there was no special court functioning in Kerala. The existing designated courts are disposing off the cases of SCs and STs and this is leading to undue delay in disposal of the cases. Chairperson, NCST observed that the NCST will look into the issue. Kerala State Commission for SCs & STs also submitted a Memorandum to the Commission raising the following issues related to Kerala State:-

1. Filling up of reservation quota in Central, State services, private sector and aided institutions.
2. Reservation in public sector undertakings.
3. Burial grounds and cemeteries in all district Panchayats.
4. Cases of atrocities against SCs and STs and need to establish Special Courts for speedy trial.
5. Protection of the legitimate rights of the SCs and STs over their land, prevention of forceful eviction and rehabilitation.
6. Right to education and protection of educational benefits.
7. Close scrutiny of benevolent schemes of government and action against dishonest officials.
8. Protection of legal rights of the SCs and STs envisaged in various constitutional provisions.
9. Protect the interest of the pravasis and NRIs.
10. Help to qualified youngsters to find out new vistas and areas of job opportunities abroad.

6. Chairman, Kerala State Commission for SCs & STs emphasized that their Commission would like to organize a National Convention of the Chairman's, Members and Senior Officials of the Scheduled Castes and Scheduled Tribe Commissions set up to safeguards interest of the SCs & STs in the States and desired the support of the NCST in this regard. Chairman, NCST assured to extend cooperation and assistance in the matter.


डा० रामेश्वर उराँव / Dr. RAMESHWAR ORAON
अध्यक्ष / Chairman
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार / Govt. of India
नई दिल्ली / New Delhi