

GOVERNMENT OF ORISSA  
S. T. & S. C. DEVELOPMENT DEPARTMENT

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No. 33381 /SSD., Bhubaneswar, Dated the, 5.9.06  
PCR(A) 19/06

From

Shri Gopinath Sethi, OAS(I),  
Deputy Secretary to Government.

To

All Members of Orissa Scheduled Caste  
Welfare Advisory Board.

Sub: Proceedings of the meeting of Orissa  
Scheduled Caste Welfare Advisory Board  
held on 21.7.06.

Sir,

I am directed to enclose a copy of the proceedings  
of the Orissa Scheduled Caste Welfare Advisory Board meeting  
held on 21.7.06 in the 3rd Floor Conference Hall of Secretariat  
under the Chairmanship of Hon'ble C.M. for favour of informa-  
tion and necessary action.

Yours faithfully,

*Musemu*  
2.9.06  
Deputy Secretary to Government

Memo No. 33382 /SSD., Dated the, 5.9.06

Copy alongwith copy of the enclosure forwarded to  
P.S. to Hon'ble C.M., Orissa, BBSR/P.S. to Hon'ble Minister of  
ST & SC Dev., Minorities and Backward Classes Welfare  
BBSR for favour of kind information of Hon'ble Chief Minister,  
Minister of ST/SC, Minorities and Backward Classes.

*Musemu*  
Deputy Secretary to Government

Memo No. 33383 /SSD., Dated the, 5.9.06

Copy alongwith copy of the enclosure forwarded to  
P.S. to Chief Secretary/P.S. to D.C.-Cum-A.C.S. for appraisal  
of Chief Secretary/Development Commissioner.

*Musemu*  
Deputy Secretary to Government

Memo No. 33384 /SSD., Dated the, 5.9.06

Copy alongwith copy of enclosure forwarded to  
All Deptts. of Govt. for information and necessary action.  
They are requested to furnish compliance report early.

*Musemu*  
Deputy Secretary to Govt.

2.9.06.../

PROCEEDINGS OF THE SCHEDULED CASTES WELFARE ADVISORY  
BOARD MEETING HELD ON 21-7-2006 IN THE 3<sup>RD</sup> FLOOR CONFERENCE  
HALL OF SECRETARIAT

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The meeting of the SC Welfare Advisory Board was held on 21.7.2006 at 12.00 noon under the chairmanship of Hon'ble Chief Minister, Orissa. The list of Members and officers who participated in the meeting is furnished at **Annexure-I**.

Hon'ble Chief Minister while welcoming all the Members of SC Welfare Advisory Board asserted that the Government is committed to ensure social justice to the SC population in the State. The Government is taking all possible measures for the improvement of education, economic development and for extending the protective framework of law to the disadvantaged groups. The Government has initiated very important steps this year, like opening of Higher Secondary Schools for Class XI and XII in 8 KBK districts and 3 Ekalavya Model Residential Schools. Govt. has also decided to start hostel facilities in 1000 educational institutions for promotion of girls' education. The students of the residential schools are performing well. Convergence with Sarva Siskhya Abhijan needs to be accomplished to augment the educational infrastructure in tribal areas of the State. In the economic development programmes, the Government is trying to give emphasis on training and skill development, so that the S.C. youth is encouraged to acquire necessary entrepreneurship qualities. There is also an important need to see that sufficient Bank credit flows into livelihood programmes for S.C. youth. While the law is being implemented under the Atrocities Act, it is also necessary that we need to bring about attitudinal changes in the society, so that all the weaker sections of the society will make use of the opportunities to improve their lives.

**Agenda Item No.1. Confirmation of the proceedings of the last meeting of the SC Welfare Advisory Board held on 10.6.2005.**

The proceedings of the last meeting of the SC Welfare Advisory Board held on 10.6.2005 was circulated among all concerned vide ST&SC Dev.Deptt. letter No.25011, dated 11.7.2005. The proceedings were confirmed.

**Agenda Item No.2 Action taken on the proceedings of the last meeting.**

Action points on the proceedings of the last meeting was discussed and resolved as follows.

**Para 2.1 38% reservation of seats in colleges for admission of SC/ST students**

The Additional Secretary, Higher Education Deptt. informed that Govt. had issued Resolution in September 2004 about 38% reservation of seats in colleges for admission of SC/ST students. There is no cut off mark for pass courses, whereas for Hons.

Courses, 40% cut off mark has been kept for all categories of students.

After detailed discussion the following decisions were taken:

- (1) Instead of two-phase implementation as per September 2004 circular, 38% reservation will be implemented straight away.
- (2) Candidates who get admitted by merit for unreserved vacancies, will continue to be treated as "unreserved" even if they belong to SC/ST.
- (3) This decision will be implemented for the current year's admissions and if required in view of the admissions already made, the capacity of each institution needs to be enhanced suitably in order to follow the 38% reservation.
- (4) The progress of implementation of 38% reservation order should be monitored regularly by the Higher Education Department.

**Para 2.3.**

**Implementation of OSFDC loan schemes.**

The M.D, OSFDC pointed out that during last three years the National Scheduled Caste Finance Development Corporation (NSFDC) did not release any high cost loan to the OSFDC because there was inadequate Government guarantee, Loan released earlier remained unutilized and over dues amount was not repaid. Last year State Government has released adequate Government guarantee and the surplus loan available with OSFDC has already been utilized. But the Corporation was not in a position to repay the over dues amounting i.e Rs.8.11 crores. We have drawn the attention of Ministry of Social Justice & Empowerment, New Delhi to take remedial measure, but this has not been taken up by the Ministry as yet. There is a similar state of affairs for advancing loans to tribal beneficiaries as the OSFDC has not received High Cost Loan from NSTFDC during the last 3 years. Ministry of Tribal Affairs, Government of India convened a meeting in the month of October to sort out the issue and have decided to revise the policies of NSTFDC.

The M.D, OSFDC further added that the stipulations made by National Corporation like NSFDC/NSTFDC are against the viability of State Corporations. The issues are:-

- (i) National Corporation charges penal interest when the loan amount is not utilized within a period of 90 days.
- (ii) The period of repayment is 5 years for NSFDC, NSTFDC whereas it is 10 years in case of NMFDC.
- (iii) State Corporation can make profit when the recovery is 90% but standard recovery by SIDBI/Industrial.Banks is 60-75%.

- (iv) There is no provision for one time settlement by NSFDC where as all financial institutions have accepted this Scheme.
- (v) NSFDC charges 6% interest retain 3% & 3% is passed on to State Corporation. The State Corporation is responsible for sponsoring, application, sanction, disbursement and recovery and incur expenditure for all these activities. Therefore, their share should be at least 5%. National Corporation should retain only non-grant 1% because they need not under take frequent visit to states for recovery.
- (vi) For late payment NSFDC charges liquidity damages which is extra burden on the State Corporation.

It was resolved that the Department should bring all these facts to the notice of the Hon'ble M.Ps so that they would take up the issue appropriately.

The M.D. OSFDC stated that the authorized capital of the Corporation is Rs.25 crores. As against that State Government and Government of India have only paid up capital is Rs.16 crores as on today. Rs. 9 crores has to be paid to the State Corporation. It was agreed that the State Government would examine to make some provision to pay the remaining part of the 51% of Rs. 9 crores within 2 to 3 years.

In addition to this M.D, OSFDC pointed out that several State Governments like Karnataka, A.P, Pondichery, Kerala are paying from Rs.50 crores to Rs.200 crores to the State Corporation from their State Resources every year. He requested that Government should consider such grant to the Corporation in order to enable the Corporation to release loan in favour of the applicants who are awaiting two to three years. All the Members demanded the same thing.

Chief Secretary has mentioned that some corpus fund would be created for the Corporation so that the loaning operations should continue and the Corporation after getting fund from National Corporation reimburses it.

The Hon'ble M.P, Bhadrak, & Hon'ble M.L.A, Bhadrak wanted to know why OSFDC has not released the arrear subsidy. M.D has clarified that all the arrear subsidy have already been released in March, 2006, Rs. 28.00 lakhs is lying with the D.W.O, Bhadrak as surplus. He further added that the Corporation has received a further claim of Rs.58.00 lakhs towards arrear subsidy in the 1<sup>st</sup> week of July, 2006 He promised to release it within 3 days.

Some of the Members claimed that flow of SCA to SCP funds is decreasing from year to year because of non utilization of funds

and non-submission of U.Cs. M.D. OSFDC has reported that because of non-submission of U.Cs this allocation was reduced to Rs. 694.20 lakh during 2004-05, but because of submission of U.C during 2005-06, the state could receive Rs.1564.23 lakhs. Rs.1363.39 lakhs could be utilized during 2005-06.

**Para 4.1 & 4.2** **Avoidance of the word 'Harijan' and use of the word 'Scheduled Caste'**

Letter to all concerned to this effect has been issued vide ST& SC Dev.Deptt. letter No.37901, dated 25.10.05.

**Item No.3** (i) **Engagement of Nabakrishna Choudhury Centre for Development Studies for detailed study of status of 7 castes for inclusion in the SC list.**

This is placed as separate Agenda Item No.10.

(ii) **Recommendation of the Caste Goudia kela for inclusion in the SC list.**

A proposal has been recommended to Govt.of India vide ST&SC Dev.Deptt. letter No.26785, dated 27.7.2005.

**Item No.4** **Problems of Kaibarta/Keuta community**

The concerned Departments have been requested to take action on 20 point proposals made by Shri Jogendra Behera, MLA.

**Item No.5** **Review of implementation of PCR Act & POA Act. Constitution of State Level Vigilance & Monitoring Committee, Conducting of meeting of State & Dist.Level Vigilance Committees, Enhancement of cash incentive from Rs.3000/- to 10,000/- for inter caste married couple.**

The State Level Committee has already been formed. The State Level Vigilance & Monitoring Committee meeting has been held on 16.11.2005. The Committees at Dist.Level have been formed in all the Districts. The proceedings have been received from 27 districts In other two districts namely Bhadrak and Nowrangpur, the same has been held in July 2006. As regards Nuapada, the meeting will be held shortly. Regarding cash incentive for Inter-Caste marriage to 10,000/-, the same has been enhanced vide Resolution No.33541, dated 17.9.05.

Some members insisted in the context of Orissa that cash incentives should also be allowed for marriage between a person belonging to SC and spouse belonging to ST. The Commissioner-cum-Secretary, ST&SC Dev. Deptt, stated that the recommendation

of the Board will be communicated to Govt. of India for sanction of loan for inter-caste marriage between ST& SC community. Since Govt. of India releases 50% of such incentive, their concurrence would be necessary. The Board resolved to take up the matter with the Ministry of Social Justice and Empowerment accordingly.

Item No.6

**Sanction of loan to SC beneficiaries and clearance of pending loan cases.**

This was discussed as at compliance for para 2.3 above.

Item No.7

**Payment of pre/post matric scholarship to the SC/ST Post-matric students.**

Some of the Members expressed their concern over non-payment of arrear Pre-matric and Post-Matric Scholarship.

Director, SC&ST reported that the Pre-matric Scholarship for SC & ST students for the year 2005-06 has already been released in time during that financial year. There is no arrear dues for that year. The arrear scholarship relating to year 2002-03 to 2004-05 was computed at Rs.49 crores basing on the reports received from all the D.W.Os. Collectors have been requested to verify all the arrears through Committees. The figure was reduced to Rs.30 crores basing in the reports of Collectors and Rs.7 crores was released during 2005-06 towards arrears. There is no arrear claims of Pre-Matric scholarship relating to schools functioning under SC&ST Development Department. Now about Rs.22 crores are payable towards arrear scholarship to SC/ST students reading in schools under School & Mass Education Deptt. The Government has already sanctioned 10 crores to clear the arrear amount. The reports of the Collectors are being scrutinized through a joint verification party. Once this is over the Department will release funds immediately. It has been assured by the Finance Department that the remaining amount of Rs.12 crores would be cleared in the 1<sup>st</sup> Supplementary budget. It was also stated that for 8 months scholarship for 2006-07 has already been released.

As regards post-matric scholarship Director, SC/ST admitted that the State share was released during the last one year but the Central Share was not released. Ministry of Social Justice and Empowerment has already released 17 crores includes for 2005-06 & 2006-07. Ministry of Tribal Affairs has indicated to release grants shortly.

He further added that State Govt. has already enhanced the Post-matric scholarship w.e.f 1. 8.2005.

Item No.8

**Review of back log vacancies by all the Departments**

All the Departments were requested to review the back log vacancy position and submit a report to the ST&SC Dev.Deptt. The informations received from various Departments are placed at Annexure-III. The remaining Departments have been requested to indicate the backlog vacancy position to this Deptt. at an early date.

Shri Mohan Jena, M.P. pointed out that a large no. of Public Prosecutors, Additional Public Prosecutors, Asst. Public Prosecutors are being appointed by Home Deptt. and Law Deptt., but not a single SC/ST candidate has been appointed. It was decided that the decision of the Board for recruitment of SC/ST candidates would be communicated to Home & Law Deptt. for necessary action at their level.

**Agenda Item No.3(i) Appointment of unemployed SC/ST Mechanical Degree Engineers in the backlog Civil Assistant Engineers post.**

It was decided that a special drive will be launched by the .OPSC to fill up Civil Engineers in SC&ST category. If adequate Civil Engineers are not available, then Mechanical/Electrical Engineers will be considered for the said post as one time dispensation.

**(ii) Amendment of ORV Act, 1975 – Applicability of reservation policy for SCs & STs in appointment of Asst. Engineers by way of promotion from among the Junior Engineers.**

The proposal for amendment of the ORV Act 1975 is under active consideration of the Government.

**Agenda Item No.4 Review of the details of the loans sanctioned to SC/ST educated youth by the OSFDC LTD.**  
Already discussed.

**Agenda Item No.5 Posting of Homeopathic and Ayurvedic Doctors of SC/ST category.**

It was reported by the representatives of Health Deptt. that the Orissa Staff Selection Commission has furnished a supplementary list of 21 SC & 1 ST candidates for the post of 22 Ayurvedic Medical Officers meant for ST vacancies and 28 SC candidates against 42 ST vacancies of Homeopahtic Medical Officers. But the appointment orders have not yet been issued to SC candidates as the

H&FW Deptt., are not clear whether SC candidates can be appointed against ST vacancies. It was decided that the Health Deptt. may resolve the matter within 3 days, taking into consideration the orders of OAT. If required, a meeting may be convened between Hon'ble Minister, Health & F.W. and Hon'ble Minister, ST&SC Dev. to resolve the issue.

**Agenda Item No.6 (i) Fixation of percentage of reservation in different Govt./Non-Govt. educational institutions for admission and appointment of faculty staff.**

Discussed earlier.

As regards application of 38% reservation for SC/ST students in Medical / Engineering and Technical Colleges, the representative of Industries Deptt. indicated that concurrence of AICTE & AICME will have to be taken to effect reservation principle in Engineering and Medical Colleges. It was decided that the Industries & Health Departments may examine this matter.

**(ii) Formulation of rule for reservation of seats for SCs & STs in Non-Govt. Educational Institutions:**

It was decided that the Parliament is likely to frame a Rules for applying reservation principle in private Institutions. Till such time, the State Govt. may not formulate rules.

**Agenda Item No.7 Restoration of the Office of the National Commission for SCs in the State of Orissa.**

The Commissioner, ST & SC Dev. Deptt. stated that after bifurcation of the National Commission for SCs and STs, the Branch offices of the Commissions are relocated in various States. In the State of Orissa, there is a branch office of the National Commission for STs. Therefore, proposal for opening of a branch office of the National Commission for SCs in the State of Orissa at Bhubaneswar may not be found practical. However, the Board resolved to take up the issue.

**Agenda Item No.8 Proper implementation of ORV Act, 1975 in the matter of promotion.**

The Commissioner-cum-Secretary, indicated that all the Deptt./Offices of Govt. and Govt. undertakings have been asked to prepare the gradation list of employees as per the 85<sup>th</sup> amendment of the Constitution of India and consider the cases of SCs & STs employees for their promotion to the next higher rank on the basis of the aforesaid amendment, subject to the orders of the competent Courts from time to time.

**Agenda Item No.9 Lease of Fishery Sairats in favour of Fishermen community**

The representative of Fisheries Deptt. indicated that, as per the State Reservoir Fishery Policy, the reservoirs shall be leased out



to PFCS/Societies formed under the OCS Act 1962 and all Societies registered under Orissa Self Help Cooperative Society Act 2001. In case of any particular reservoir where there is no existing PFCS, the Dist.Level Field Officers concerned will take immediate step to form PFCS/Societies.

As regards 10% extra amount being fixed over and above the lease value of Fishery Sairats every year, it was indicated by him that the sairat source, are being leased out to the PFCS instead of auction with increase of 10% over the previous year.

**Agenda Item No.10 Inclusion of castes in the SC list of Orissa**

**Agenda Item No.11 Exclusion of castes from SC list of Orissa**

**Agenda Item No.12 Fixation of responsibility on Officers for suppression of facts relating to inclusion of KEUTA, KAIBARTA & DHIBAR in the SC list of Orissa.**

**Agenda Item No.13 Verification of caste certificates and land records of persons who obtained false/forged caste certificates and manipulated the land records.**

**Agenda Item No.14 Issuance of public notice before taking up inclusion/deletion of caste from the SC list**

On these five issues, detailed discussions took place. Some members opined that the report of the professional organization of the stature of *Nabakrushna Choudhury Centre for Development Studies* must be accepted. Some other members expressed their opinion that inclusion of ineligible categories in the SC list would hamper the interests of the genuine downtrodden communities among the castes listed as SC.

After detailed discussion, it was decided to defer these five issues.

The meeting ended with a vote of thanks to the Chairman and all the participants.

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Annexure-I

Members present in the meeting of Scheduled Caste Welfare Advisory Board held

on 21.7.2006 at 12.00 Noon in the 3rd floor Conference Hall

**Sl.No. Name & Designation**

1. Sri Arjun Charan Sethi, MP
2. Sri Mohan Jena, MP
3. Sri Parameswar Sethi, MLA
4. Sri Madaba Nanda Behera, MLA
5. Sri Jogendra Behera, MLA
6. Sri Sanatan Bisi, MLA
7. Sri Sashibhuan Behera, MLA
8. Smt. Anjali Behera, MLA
9. Sri Ananta Sethi, MLA
10. Sri Mahesh Sahoo, MLA.
11. Sri Baidhar Mallik, MLA.
12. Dr. Trinath Behera, MLA.
13. Sri Nimai Chandra Sarkar, MLA.
14. Sri Nikunja Kumar Sundaray, Special Secretary, P & C. Deptt.
15. Sri C.S. Klumar, Director, Special Project, P.R. Deptt.
16. Sri B.K. Das, Joint Secretary, FARD. Deptt.
17. Sri H.K. Sahu, Deputy Secretary, H & F W Deptt.
18. Sri B.B. Nayak, Joint Secretary, Revenue & Disaster Management Deptt.
19. Sri Binod Kumar, Addl Secretary, Higher Education Deptt.
20. Sri D.P. Mohapatra, Addl Secretary, Industries Deptt.
21. Sri S.K. Habada, G.M., OSFDC
22. Sri B. Mishra, Joint secretary, ST & SC Dev. Deptt.
23. Dr. S.K. Naskar, representative, National commission for SCs
24. Sri D.K. Sahoo, E.O., Directorate of DIM & H, Bhubaneswar
25. Sri T.K. Behera, Addl. Director, Fisheries
26. Dr. S.P. Padhi, Director I/C NKCC Dev. Studies, Bhubaneswar
27. Smt. S. Behera, PRO to Minister, ST/SC & OBC
28. Smt S. Mohapatra, AGM (P), OSFDC
29. Sri Paresh Chandra Nayak, Addl. Secretary to CM
30. Sri Bibhuti Bhusan Mishra, FA-cum-JS, Water resources Deptt.
31. Sri G. Syam Sundar Patra, FA-cum-Joint secretary, ST & SC Dev. Deptt.
32. Sri Askhil Chandra Naik, AFA-cum-U. S., ST & SC Dev. Deptt.
33. Sri B.V. Ekka, Under Secretary, ST & SC Dev. Deptt.