

-13

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

No. 18521 dated, Bhubaneswar dated the 29.5.2002
TAC 4/2001

From :

Sri A.K. Samantaray, I..A.S.
Principal Secretary to Govt.

To

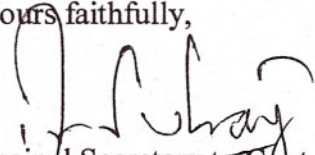
All Members,
Tribes Advisory Council (Except Sl. No.1, 2, 5 & 7)

Sub:- Proceeding of the Meeting of the Tribes Advisory Council held on 3.5.2002. at 11.30 A.M. in the 3rd floor Conference Hall of the Secretariat.

Sir,

I am directed to enclose a copy of the proceedings of the Meeting of the Tribes Advisory Council held on 3.5.2002. at 11.30 A.M. in the 3rd floor Conference Hall of the Secretariat. under the Chairmanship of Hon'ble Chief Minister ,Orissa for favour of information and necessary action.

Yours faithfully,


Principal Secretary to Govt.
29/5/2002

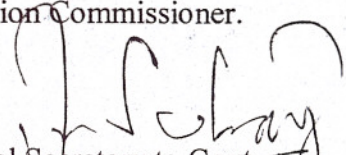
Memo No. 18522 / SSD dated 29.5.2002

Copy alongwith a copy of the proceeding of the Meeting of the Tribes Advisory Council held on 3.5.2002.forwarded to the Commissioner-cum-Secretary to Chief Minister/ Private Secretary to Minister, ST & SC Development/ Private Secretary to Minister(S), P & C Department/ / Private Secretary to Minister (S), Transport for kind information of Hon'ble Chief Minister and Ministers concerned.


Principal Secretary to Govt.
29/5/2002

Memo No. 18523 / SSD dated. 29.5.2002

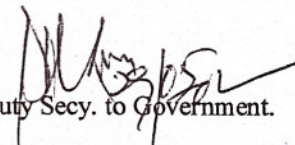
Copy alongwith copy of the proceedings of the Meeting of the Tribes Advisory councils held on 3.5.2002 forwarded to the Private Secretary to Chief Secretary/ Private Secretary to Development Commissioner and Secretary to P & C Department/ Private Secretary to Agriculture Production Commissioner for favour of kind information of the Chief Secretary, Development Commissioner and Agriculture Production Commissioner.


Principal Secretary to Govt.
29/5/2002

Memo No. 18524 / SSD dated 29.5.2002

Copy alongwith copy of the proceeding of the Meeting of the Tribes Advisory Council held on 3.5.2002. forwarded to Private Secretary to Principal Secretary to Government, Finance Department/ Private Secretary to Principal Secretary to Govt, Industries Department/ Private Secretary to Principal Secretary to Govt, Steel and Mines/ Private Secretary to Chairperson, OSCSTDFCC/ Private Secretary to Principal Secretary to Govt, Health & Family Welfare Department/ Private Secretary to Principal Secretary to Govt, Forest & Environment Department/ Private Secretary to Principal Secretary to Govt, Home/ Private Secretary to Principal Secretary to Govt, Energy Department/ Private Secretary to Commissioner-cum-Secretary to Govt., Revenue Department/Private Secretary to Commissioner-cum-Secretary to Govt, Panchayati Raj Department/ Private Secretary to Commissioner-cum-Secretary to Govt, Rural Development Department/ Private Secretary to Commissioner-cum-Secretary to Govt, Water Resources Department/ Private Secretary to Commissioner-cum-Secretary to Govt, F.S. & C.W. Department/ Private Secretary to Commissioner-cum-Secretary to Govt, School and Mass Education Department/ Private Secretary to Commissioner-cum-Secretary to Govt, Higher Education/ Private Secretary to Commissioner-cum-Secretary to Govt, Women & C.D. Department/ P.S to Commissioner -cum-Secretary to Government, I & P.R.Department/ Private Secretary to Commissioner-cum-Secretary to Govt, Excise Department/ Private Secretary to Commissioner-cum-Secretary to Govt, Agriculture Department/ Private Secretary to Special Secretary to Govt, G.A. Department/ Private Secretary to Secretary to Govt, Law Department/ Private Secretary to E.I.C.-cum-Secretary to Govt, Works Department for favour of information of Principal Secretaries/ Commissioner-cum-Secretaries and Secretaries and concerned and necessary follow-up action.

The follow-up action taken on the recommendation of the TAC may please be communicated to this Department for placement of the same in the next meeting of the TAC for favour of information of the Council.


Deputy Secy. to Government.

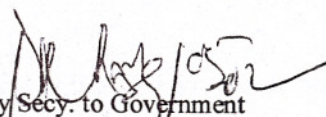
Memo No. 18525 / SSD dated 29.5.2002

Copy alongwith copy of the proceedings of the Meeting of the Tribes Advisory Council held on 3.5.2002. forwarded to the Joint Secretary to Govt. of India, Ministry of Tribal Affairs, Shastri Bhawan, New Delhi for information and necessary action.


Deputy Secy. to Government.

Memo No. 18526 / SSD dated 29.5.2002

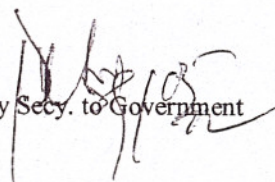
Copy alongwith copy of the proceedings of the Meeting of the Tribes Advisory Council held on 3.5.2002. forwarded to the Director, National Commission for SC/ ST, Sahid Nagar, Bhubaneswar/ G.M., TRIFED/ GM, NAFED/ MD, TDCCOL/ Director, SCSTR & TI/ Director, ATDC for information and necessary action.


Deputy Secy. to Government

Memo No. 18527 / SSD dated 29.5.2002

Copy alongwith copy of the proceedings of the Meeting of the Tribes Advisory Council held on 3.5.2002. forwarded to the to the P.S to the Principal Secretary / PS to Director (ST & SC) & Ex-Officio Additional Secretary/ / PS to to Director, OBC & Ex-Officio Additional Secretary/ All other Officers / All Sections for information and necessary action.

The follow-up action taken on the recommendation of the TAC may please be communicated to this Department for placement of the same in the next meeting of the TAC for favour of information of the Council.


Deputy Secy. to Government

**PROCEEDING OF THE MEETING OF THE TRIBES ADVISORY
COUNCIL HELD ON 3.5.2002 AT 11.30 A.M IN THE THIRD FLOOR
CONFERENCE HALL OF SECRETARIAT BUILDING**

The meeting was Chaired by the Hon'ble Chief Minister.

List of participants is appended in Annexure-I.

Hon'ble Chief Minister welcoming all members of the "Tribes Advisory Council" and the Chief Secretary, D.C., A.P.C. and other senior Officials, mentioned that Article 46 of the Constitution of India casts an obligation on the State to "promote with special care the educational and economic interests of the weaker sections of the society and in particular of the ST & SC and shall protect them from social injustice and all forms of exploitation".

Lack of awareness among the Tribes about their civil rights, inadequate spread of the modern education, and the slow economic development make these communities vulnerable.

The Tribal Sub-Plan approach envisages the integrated development of Tribal areas in which all programmes irrespective of their source of funding operate in unison to achieve a common goal of bringing the area at par with the rest of the State and to improve the quality of life of the tribals.

Even the SCA for TSP have not yet been adequate to achieve the desired result for emancipation of the ST people from the clutches of poverty and ignorance and resultant adverse effects on their standard of living. Ecological imbalance is now seriously undermining the livelihood patterns of tribal population. Tribal economy is traditionally and essentially a forest-based economy. The collection of NTFP, which previously accounted for a substantial part of the household income, is now tapering off.

However, the present Government is committed to deliver the goods for the STs of the State and in this direction it has taken several bold steps. The aim is to liberate them from the clutches of unscrupulous middlemen exploiting the simple people, their lands, their produces and their lives.

The Hon'ble Chief Minister pointed out that education is the key to development and success. Therefore, he emphasized on rapid educational development of the STs living in inaccessible hilly terrain and forest areas. The Hon'ble Chief Minister also mentioned about launching the Orissa Tribal Empowerment and Livelihoods Programme(O.T.E.L.P) with the financial assistance of Rs.450.00 crores from the IFAD-DFID-WFP in 30 TSP blocks. The implementation of the project will begin from the current financial year in 10 Blocks.

Hon'ble Chief Minister advised all the Officials to work for the upliftment of the tribals in the State with full commitment and dedication. He also requested Hon'ble Members to give their constructive suggestions for comprehensive and time bound development of tribal areas of the State.

Agenda-1: Confirmation of the proceedings of the meeting of Tribes Advisory Council held on 1.2.2001

Proceedings of the meeting of the Tribes Advisory Council held on 01.02.2001 were confirmed

Agenda-2 Followup action taken on the proceeding of the meeting of the TAC held on 1.2.2001

Item-2(1):- In course of discussion, Members of the Council expressed concern about the functioning of the "Task Force" constituted to find out the reasons and evolve solution in regard to the land related conflicts between Adivasis and Harijans in the Tribal districts of Nawarangpur, Malkangiri, Kalahandi, Gajapati & Rayagada as they are not getting any information about the meetings of the Task Force. The Members of the Council pointed out that at present conflicts between Harijans and Adivasis are at a low ebb but it may turn for the worse at any moment unless preventive and conflict resolution measures are taken. It was decided that the meetings of the Task Force may be held in the affected districts every quarter on rotation basis. The Task force, before their visit to any place will intimate the Hon'ble members of the district, well in advance. The report of the Task Force meeting needs to be circulated promptly.

The present status of the proposed amendments to the Regulation-2 of 1956 was explained wherein some objections/issues raised by the Reserve Bank of India have been duly complied ^{with} and it is expected that the proposed amendments will get the Presidential assent soon. After the Presidential assent, it will be possible to review and restore the land illegally transferred, beginning from 1956 to the original Schedule Tribe tenants. The stringent provisions will prevent, in future, irregular transfer of lands of the STs in the Scheduled areas.

Item 2 (2) & (3):- Inclusion of Jhara ,Malhar,Dora & Kandha Kumbhar Communities in the ST list of Presidential Orders of ST in respect of Orissa and declarication of Bhotara & Bhotoda as synonymous to Bhottada & Dhotada.

Hon'ble Chief Minister mentioned that as per his request, an item has been included in the agenda of the Parliamentary Committee for consideration of inclusion of some castes/Communities in the Constitutional (ST) Order in respect of Orissa. It was also assured that the State Government would take up the matter with the Govt. of India.

Additional information required by the Ministry of Social Justice and Empowerment for inclusion of the names of BHOTRA, BHOTORA, BHATRA and BHATTARA as synonyms of BHOTTADA, DHOTADA in the ST list of Orissa have already been sent to Government of India by the State Govt.

Item-2(4) :- Problems faced in implementation of educational programme For Tribal by the School & Mass Education Department as well as the ST & SC Development Department.

Instructions have already been issued to all Collectors of the concerned districts to fill up the vacancies in Matric.CT posts in all educational institutions of the ST & SC Development Department. The vacancies in the TGT posts will be filled up after obtaining clearance from the Finance Department.

It was decided that the Science and Mathematics (TGT) posts be filled up on priority as most of the tribal students are facing difficulties in coming out successful in examinations in these subjects. It was further decided that a review meeting would be taken up by the Chief Secretary ,associating the Development Commissioner, Principal Secretary ,Finance Department ,Principal Secretary,ST & SC Development Department ,and Commissioner-cum-Secretary ,School & Mass Education Department to find out a strategy for creation of TGT posts for newly functioning High Schools of the ST & SC Development Department and steps will be taken to fill up such posts alongwith the existing vacancies. This exercise will be completed before the ensuing Academic session.

Item-3(a):- Regularisation of Pre-1980 Forest encroachments

The Principal Secretary, F & E explained that the proposals for regularization of Pre-1980 encroached forest villages in 22 districts of the State have been sent to Govt. of India . As per guidelines, joint survey reports in respect of other 4 districts are ready for submission

The team of Officers of the Govt. of India visited the State and while the proposal are ripe enough for getting clearance from Govt. of India, a Public interest litigation was filed in the Hon'ble Supreme Court. The Hon'ble Supreme Court have issued direction that no forest land can be settled without leave of the Apex Court. In compliance to the direction of the Hon'ble Court, an affidavit has been filed on behalf of the State in respect of Mayurbhanj, Gajapati and Nawarangpur districts.

The process of getting clearance and settlement of forest land shall have to wait till the final disposal of the case by the Hon'ble Supreme Court

Agenda-3(a,b,c,d): The utilisation of SCA, Price support funds by Government of India to TDCC, expenditure of funds provided by Government of India to OSTSCDFCC and funds received under Article 275(1) of the Constitution of India.

The Council reviewed the expenditure and utilisation of funds received from Government of India under SCA, Price support funds by Government of India to TDCC, expenditure of funds provided by Government of India to OSTSCDFCC and funds received under Article 275(1) of the Constitution of India for the years 1998-99 to 2001-2002. The members expressed concern about the low coverage of ST beneficiaries by the OSCSTDFCC under the High Cost Scheme. As funds are provided by the NSFDC to the OSCSTDFCC under the Scheme the Council advised to move the NSFDC to enhance the loan assistance under the High Cost Scheme for STs.

Agenda-4(a):- Inclusion of Kandha Kumbhar communities in the Presidential Order of STs in the State of Orissa.

It was recommended that Govt. of India shall be moved for inclusion of the aforesaid community in the Constitution (ST) Order in respect of the State of Orissa

Agenda-(b):- Inclusion of Tanla Gouda community in the Presidential Order of ST in the State of Orissa.

It was recommended that Govt. of India shall be moved for inclusion of the community in the ~~Constitution~~ (ST) Order in respect of the State of Orissa

Agenda-5 Land acquisition in Scheduled Areas - Mandatory consultation with Gram Sabhas/ Panchayat

After detailed deliberation, it was decided that consultation with the sister States will be made to obtain information about the methodology being adopted in their States in the matter so as to formulate a State policy on the subject

Agenda-6:- Developing a policy frame-work for language teaching in schools for ST Children in the State & Introduction of Santali Script "OLCHIKI" in Primary School of Tribal District.

After threadbare deliberations it was decided that the issue of introduction of Santali Script "OLCHIKI" in primary schools will be referred to an "Expert Linguistic Group" headed by Dr. Devi Prasanna Pattnaik by the School & Mass Education Deptt. The recommendations of the expert group will be examined by the S&ME Department in concert with the ST & SC Development Department. The S&ME Deptt will obtain Government orders on this issue.

Agenda-7: Inclusion of Santali language "OLCHIKI" in the 8th Scheduled of the Constitution of India

It is decided that the Home Department will take necessary follow up action for inclusion of Santali language "OLCHIKI" in the 8th schedule of the Constitution of India in accordance with the instructions issued by the Ministry of Home Affairs in their letter No.IV-1401/8/2000-NIDI dt.15.9.2000.

Agenda No.8 ADDITIONAL AGENDA ON RAIGHAR INCIDENTS:-

The Development Commissioner highlighted the series of incidence relating to ethnic clashes between the tribals and Bengali settlers of Raighar area of Nawarangpur district leading to police firing and consequential casualties of the tribals and others. He also briefly mentioned about the visit of the High Level Ministerial Team to the Raighar area and their recommendations to tide over the persisting violence. The district administration has taken all possible steps in identification of forest lands and Government land encroached by the Bengali settlers and the tribals and the legal actions initiated in retrieving the encroached forest land etc. One post of Additional Tahasildar has been created, who will look after the land disputes and land encroachment cases.

Identification of unauthorized settlers, who are not even Indian citizens is continuing in order to deport them out of Indian territory and to maintain harmony and peace in the area.

The Principal Secretary Home Department mentioned that out of 50 cases lodged against the STs, 19 cases in the meantime have been closed after review. The Peace Committee has been formed at block level. Strict vigil is being kept on the day to day development of the situation so as to maintain normalcy. There is no sign of any untoward situation at present. Some law and order situation is apprehended during the coming paddy sowing season in June. Instructions to the District Magistrate and Superintendent of Police, Nawarangpur have been issued asking them to be in full alert and to prevent any untoward occurrence. Strict, impartial and timely action can assuage the feelings of the contending communities.

The question of framing a separate set of Rules for settlement of "Government land" in the scheduled areas only among the STs for protecting the interest of STs was discussed.

The Development Commissioner explained that existing legal provisions relating to Government Land assignments give priority to the S.Ts in the matter of lease of Government land and there is no necessity of formulating another set of Rules and Regulations for the scheduled areas.

Further, the Development Commissioner mentioned that Rs.1.24 crore is being proposed for setting up a Tribal Museum in the KBK districts. There is a proposal for improvement of the State Level Tribal Museum during the 10th Plan period under the new strategy for Sports and Tribal Arts.

The meeting ended with a vote of thanks to the Chair.

Sd: A.K.Samantaray,
PRINCIPAL SECRETARY TO GOVT.

ANNEXURE-IMEMBERS PRESENT IN THE T.A.C MEETING HELD ON 3.5.2002

1.	Chief Minister		Chairman
2.	Minister, ST & SC Development		Deputy Chairman
3.	Smt. Draupadi Murmu	Minister(S) Commerce & Transport	Member
4.	Golak Nayak	Minister(S) P & C	Member
5.	Parama Pujari	M.L.A	Member
6.	Sadan Nayak	M.L.A	Member
7.	Saluga Pradhan	M.L.A	Member
8.	Lal Bihiri Himirika	M.L.A	Member
9.	Sarangadhar Kadraka	M.L.A	Member
10.	Bhujabal Majhi	M.L.A	Member
11.	Rabi Narayan Naik	M.L.A	Member
12.	Niladri Nayak	M.L.A	Member
13.	Sumani Jhadia		ST women Member
14.	Principal Secretary to Govt. ST & SC Dev. Deptt		Secretary

OFFICERS PRESENT

1. Chief Secretary ,
2. Development Commissioner & Secretary P & C
3. Agriculture Production Commissioner
4. Principal Secretary to Government, Health & F.W. Department
5. Principal Secretary to Government, Home Department
6. Principal Secretary to Government, Forest & Environment Department
7. Commissioner -cum-Secretary to Government, W & C.D Department
8. Commissioner -cum-Secretary to Government, Water Resource Department
9. Commissioner -cum-Secretary to Government, Higher Education Department
10. Commissioner -cum-Secretary to Government , S & M.E. Department
11. Commissioner -cum-Secretary to Government, Revenue Department
12. Commissioner -cum-Secretary to Government , Agriculture Department
13. Commissioner -cum-Secretary to Chief Minister
14. Secretary Law Department
15. E.I.C-Cum-Secretary to Government, Work Department
16. Additional Secretary to Government, Finance Department
17. Additional Secretary to Government, Industries Department
18. Managing Director, TDCC
19. Director (ST /SC) & Ex-officio -Additional Secretary to Government, ST & SC
Dev. Deptt,
20. Additional Secretary to Government , ST & SC Dev. Deptt.
21. Director, SCSTRTI
22. Director, ATDC
23. General Manager, OSFDC
24. Joint Secretary, Steel & Mines Department
25. Joint Secretary , ST & SC Dev. Deptt
26. Deputy Secretary, ST & SC Dev. Deptt.