

**PROCEEDINGS OF THE KRIA KATTE MEETING HELD ON 4-7-2009 at 3-30 P.M. IN THE COURT HALL NO. 1 OF KARNATAKA INFORMATION COMMISSION:**

Following were present: Sri/Smt.:

- |                                |                                |
|--------------------------------|--------------------------------|
| 1. K. K. Misra, SCIC           | 1. Ravindranath Guru, Convener |
| 2. K. A. Thippeswamy, SIC      | 2. Y. V. Aswathanarayana       |
| 3. B. A. Nagesh, Secretary     | 3. T. Ramu                     |
| 4. T. Ashoka, Under Secretary  | 4. N. Vikram Simha             |
| 5. K. Venkataramana Hebbar, SO | 5. V. Bhaskar                  |
|                                | 6. G. Venkatesh Bhovi          |
|                                | 7. S. R. Venkataraman          |
|                                | 8. Harish Kumar                |
|                                | 9. P. Kalidas Reddy            |
|                                | 10. H. L. Narayana             |
|                                | 11. G. Gajendra                |
|                                | 12. G. Vincent                 |
|                                | 13. S. Anantharamaiah          |
|                                | 14. S. Madan Gopal             |
|                                | 15. M. V. K. Anilkumar         |
|                                | 16. S. N. Subramanya           |
|                                | 17. B. H. Veeresh              |
|                                | 18. J. S. D. Pani              |

**I. Follow up action on important decisions of the meeting held on 28-3-2009**

- 1.1 Sri Ravindranath Guru states that web site has not been fully updated and names of other Commissioners are not there. Further, the e-mail addresses of persons concerned are not there. This should be updated and action on this will be taken by Sri Srinivas.
- 1.2 SIC (KAT) informed that this provision has since been made by CGG.
- 1.3 Kria Katte representatives state that there is no change in the situation. Sri Srinivas informs that e-mail address is under bio-data but this information would also be incorporated in the home page as well as in contact address.
- 1.4 The Government has to bring its own procedures in line with provisions of RTI Act. These matters are getting resolved slowly.
- 1.5 Cases regarding non compliance of the commission's orders are placed before the concerned Commissioners for hearing.
- 1.6 The appointment of Legal Adviser has been cleared.
- 1.7 As regards workshop by BWSSB for drafting Citizens' charter, Secretary, KIC shall address a letter to BWSSB conveying the offer made by Sri C. N. Kumar.

**II. Discussions on new Agenda Points**

**2. Information regarding pendency of cases:**

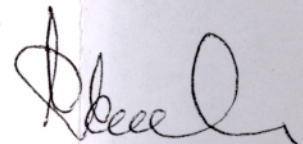
- 2.1 Responsibility for sending information regarding pendency of cases to High Level Committee rests with Secretary KIC. It was noted that this information was not placed before the last meeting. Secretary KIC agreed to send the information as on 30-06-2009 to the Principal Secretary, Janaspandana and also request for convening the next meeting of High level committee.

**3. Requirement of the Commission for additional office space, personnel etc.:**

- 3.1 The Commission is addressing the Government for additional accommodation etc. Details of support staff will be worked out after less paper office initiative has been implemented.

**4. Minutes of the round table meeting with Secretaries and ATI, Mysore:**

- 4.1 Copies of the round table conference have been circulated.





**5. Details of funds allotted by Central Government:**

5.1 Government of India has released Rs.21 lakhs under IT Enablement and Rs.3.50 lakhs under propagation of RTI. Under IT enablement, steps have been taken for procuring items under DGS&D rate contract. The balance funds of Rs. 9 lakhs under IT enablement and Rs.1.50 lakhs under RTI propagation will be released during 2009-10 to the State Government by the DOPT.

**6. Details of capacity building and awareness generation:**

6.1 As regards capacity building and awareness generation, three workshops are proposed to be held at Mysore, Tumkur and Gulbarga. Government of India has given time up to 31-8-09 for submission of utilization certificate.

**7. Budget provisions sent to DPAR for 2009-10:**

7.1 The balance funds to be received by the Commission from the G.O.I. will be released through the State Government. DPAR is requested to make necessary budget provision.

**8. As per summons return statements are not obtained from PIOs:**

8.1 It was explained that filing of written statements is not mandatory. Such statements are required mainly when the Respondent is claiming exemption under the provisions of the Act

**9. The Responsibility should be on the PIO to defend his case:**

9.1 Kria Katte members were of the view that PIOs should not be allowed to engage advocates at Government's expense. Commission stated that Respondent can authorize any person including an advocate to represent him. As regards expense, the subject may be taken up with Government for its consideration.

**10. Impose penalties on the defaulting PIOs strictly as per the RTI Act:**

10.1 Commission reiterated its stand that penalty has to be levied only where the information has been delayed without any reasonable cause.

**11. Cases should not to be closed until the required information is furnished:**

11.1 Commission explained that in most cases, the Commission does not close a case unless either the required information has been provided or parties agree that the case may be closed. Cases are also closed when the required information is not available.

**12. Non compliance of the orders should be heard within a week:**

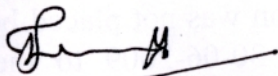
12.1 Commission explained that the Commissioners' diaries are full and only emergent cases can be taken up at short notice.

**13. Adverse comments against the activists:**

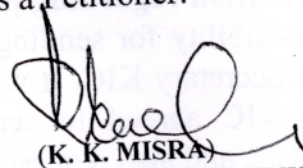
13.1 If in the course of hearing, something adverse against a Petitioner comes to the notice of the Commission or the Respondent makes a statement against the Petitioner, the same gets recorded in the order / proceedings. It is open to the Petitioner to contest the adverse comment.

**14. Blacklisting of the applicants by the KIC:**

14.1 There is no blacklisting. However in case a party is charged with contempt of the Commission, it has to purge itself before it can come before the Commission as a Petitioner.



(K.A. THIPPESWAMY)  
STATE INFORMATION COMMISSIONER



(K. K. MISRA)  
STATE CHIEF INFORMATION COMMISSIONER

To: All concerned