

201-203
Reference - Page No. ~~181~~ 186/C

File No.9-7 2008-TW

(78) PUC is letter No.AANKK/2009/86 dated 28/7/2009 from the President, A & N Krantikari Congress, Port Blair addressed to Hon'ble Lt. Governor, A & N Islands and copy to the Secretary APWD, Secretary (TW) and Chief Engineer, APWD among others regarding Publication of Notification of RRs for Group D 360 posts of WC Khallasi and 3127 posts of WC Belder in APWD and the reservation policy of A & N Administration.

(79) As per PUC, APWD published 2 notifications of RRs related to WC Khallasi and WC Belder with out the clause of relaxation of upper age limit up to 3 years in case of OBC and 5 years in case of ST Candidates and requested to include this clause in the said notifications. Regarding the reservation policy, they have stated that the Central Govt. has notified reservation of 15% for SC, 7 ½ % for ST and 27% for OBC but this Administration is following 38% for OBC and 12% for STs. Therefore, they have requested to take up the reservation policy with in the norms and provisions exist in the constitution of India as well as per the instructions of Govt. of India. They also have requested that since the population of these islands is migrant from various parts of India and are having their caste / ST status in their respective Districts at mainland, which is enough to consider the ST candidates other than Nicobarese for posts being filled up by the Administration.

(80) In this context, it is stated that the issue of modifications of RRs published for the post of WC Khallasi and WC Belder is related to APWD and the copy of PUC have already endorsed to the Secretary APWD and the Chief Engineer, APWD for necessary action.

X [(81) Regarding reservation is concerned, A & N Administration is providing ST reservation of 12% for direct recruitment to the Group 'C' & 'D' posts for native tribes, as prescribed by the Govt. of India, Department of Personnel and Training O.M.36013/4/85-Estt.SCT dated 24 24.5.1985. As per the instructions contained in the Brochure issued by the Govt. of India, Ministry of Home Affairs, New Delhi "Where a person migrates from one State to another, he can claim to belong to a Scheduled Caste or a Scheduled Tribe, only in relation to the State to which he originally belonged and not in respect of the State to which he has migrated". As such, the Scheduled Tribe/Caste persons migrating from the state of origin to some other State for seeking education or employment are entitled to derive benefit from the state of the origin and not from the state to which he has migrated.

(82) In case of OBCs, 38% reservation is made for Group 'C' & 'D' posts vide Admn. Notification No.343/2005/F.No.8-3/2003-TW dated 16.12.2005 and subsequent amendment No.75/2006 F.No.8-3/2003-TW dated 19.4.2006. Since no Scheduled Caste community has been declared in this UT, SC reservation is not followed in this UT. Submitted for ~~perusal~~ please.

359/Secy (TW)
8/4/09
2682/AC (TW)
8/4/09
6409

Research officer (J)
T6RG

Assistant Commissioner (TW) Submitted Pl.

(83) Secretary (TW) 'X' above, newly joined
p.u. a file stating that this 7/4/09