

GOVT. OF NCT OF DELHI
DEPARTMENT OF SOCIAL WELFARE
GLNS COMPLEX, DELHI GATE
NEW DELHI-110002
[ADMINISTRATION BRANCH]

F.10(335)/Admn-I/2016/DSW/Estt./Pt.II/ 8281-8341

Dated: 25 AUG 2021

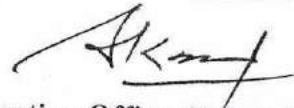
CIRCULAR

Please find enclosed herewith following Letter/Office Memorandum/order on the subject mentioned below for information and necessary action:-

Diary No. & Date	Letter/Circular No. dated	Subject
1599 dated 02/08/2021	No.F.PS/CS/2021/9467 dt. 19/07/2021	Reg. obtaining the opinion of the Hon'ble Lt. Governor only after clearly indicating the specific provisions as per order dated 28/04/2021.
1596 dated 02/08/2021	F.No.24/52/Protocol/2021/LAS-VII/Leg./5310-14 dt. 06/07/2021 (Recd. Through mail dt.23/07/2021)	Official dealings between the Administration and Members of Parliament and State Legislature - observance of proper procedure.

Encl: as above.

Encl is DSW web site uploading


Section Officer(Admn-II)

To,

✓ Sr. System Analyst, DSW for uploading the circular on the Department Website.

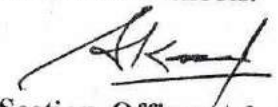
F.10(335)/Admn-I/2016/DSW/Estt./Pt.II/ 8241-8341

Dated:

Copy for information to:

25 AUG 2021

1. PA to Secretary (SW), GLNS Complex, Delhi Gate, Delhi.
2. PA to Director (SW), GLNS Complex, Delhi Gate, Delhi.
3. PA to Joint Director (SW), GLNS Complex, Delhi Gate, Delhi.
4. All DDs/DSWOs/DCA/DDO/HOO/Supdt./In-Charge of Homes/Institutions/Schools.
5. Guard File.


Section Officer(Admn-II)

30/1cc
27/8/21

No.F.PS/CS/2021/ 9467

Dated: 19.07.2021

Vide Order No.F.25(10)/21-RN/142 dated 28th April, 2021 (copy enclosed), Principal Secretary to Lt. Governor had specified the matters for obtaining opinion of the Hon'ble Lt. Governor in terms of proviso to clause (4) of article 239AA of the Constitution, before taking any executive action in pursuance of the decision of the Council of Ministers or a Minister, to exercise powers of Government, State Government, Appropriate Government, Lieutenant Governor, Administrator or Chief Commissioner, as the case may be, under any law in force in the Capital.

However, it is found that Departments have often been submitting files to the Hon'ble Lt. Governor's Secretariat on erroneous interpretation of the above order. Further, it is seen that the relevant and specific provisions mentioned in paragraph 1, 2 or 3 of the order dated 28.04.2021 under which the file for obtaining the opinion of the Hon'ble Lt. Governor has been submitted is not being mentioned by the Departments.

All the Administrative Secretaries and Heads of Departments are directed to strictly follow the provisions of the order dated 28.04.2021 of the Hon'ble Lt. Governor's Secretariat and submit the files for obtaining the opinion of the Hon'ble Lt. Governor only after clearly indicating the specific provisions of the said order under which the file / matter is being submitted.

Encl.: As Above.



(VIJAY KUMAR DEV)
CHIEF SECRETARY

All the ACSs/Principal Secretaries/Secretaries/HoDs
Government of NCT of Delhi



SOC Admin-II



सत्यमेव जयते

राज निवास
विल्ली-११००५४
RAJ NIWAS
DELHI-110054

No. F. 25(10)/21-RN/142/

Dated the 28th April, 2021

ORDER

No. F. 25(10)/21-RN/142 -In exercise of the powers conferred by proviso to sub-section (2) of section 44 of the Government of National Capital Territory of Delhi Act, 1991, as amended by the Government of National Capital Territory of Delhi (Amendment) Act, 2021, the Lieutenant Governor of the National Capital Territory of Delhi, hereby, specifies the following matters for obtaining opinion of the Lieutenant Governor in terms of proviso to [clause (4) of article 239AA of the Constitution, before taking any executive action in pursuance of the decision of the Council of Ministers or a Minister, to exercise powers of Government, State Government, Appropriate Government, Lieutenant Governor, Administrator or Chief Commissioner, as the case may be, under any law in force in the Capital], namely:-

1. The matters falling under any law, made by Parliament or extended to the National Capital Territory of Delhi by the Central Government, with respect to any matter enumerated in the State List or Concurrent List of Seventh Schedule of the Constitution;
2. The following matters falling under any law made by Legislative Assembly of Delhi:
 - (a) The matters having, direct or indirect, effect on any of the subjects on which the Lieutenant Governor is to act in his discretion in accordance with section 41 of the Government of National Capital Territory of Delhi Act, 1991 i.e. Police, Public Order, Land, Services, etc.;
 - (b) The making of subordinate legislations i.e. rules, regulations, schemes, bye-laws, etc.;
 - (c) Establishment or Constitution/re-constitution of statutory bodies, such as Authority, Board, Committee, Commission, etc.;
 - (d) Matters relating to recommendations of the Delhi Finance Commission constituted under the Delhi Finance Commission Act, 1994 ;
 - (e) Grant of parole under the Delhi Prisons Act, 2000 and rules made thereunder.



सत्यमेव जयते

राज निवास
दिल्ली-११००५४
RAJ NIWAS
DELHI-110054

3. The matters specified under rule 23 of the Transaction of Business of the Government of National Capital Territory of Delhi Rules, 1993.

By order and in the name of Lt. Governor of
National Capital Territory of Delhi,

(Bhupinder S. Bhalla)
Principal Secretary to Lt. Governor

Dated the 28th April, 2021

No. F. 25(10)/21-RN/142/A-1190-99

Copy for kind information and necessary action to:-

1. Additional Secretary (UT), Ministry of Home Affairs, North Block, New Delhi,
2. Additional Secretary to Hon'ble Chief Minister, Delhi,
3. All Secretaries to Hon'ble Ministers, GNCTD,
4. Chief Secretary, Delhi,
5. Addl. Chief Secretary (GAD), GNCTD with the request to notify this order in the Delhi Gazette and to circulate it to all Head of Departments/ Pr. Secretaries/ Secretaries of GNCTD for compliance.

(Bhupinder S. Bhalla)
Principal Secretary to Lt. Governor

Official dealings between the Administration and Members of Parliament and State Legislature - Observance of proper procedure

From : gad.admn <gad.admn@gmail.com>

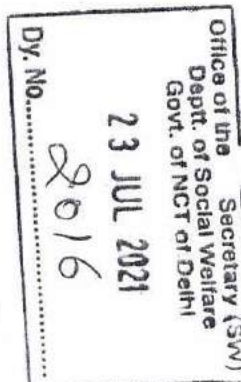
Fri, Jul 23, 2021 03:43 PM

Subject : Official dealings between the Administration and Members of Parliament and State Legislature - Observance of proper procedure

3 attachments

To : RCS <rcoop@nic.in>, ps2cfs@gmail.com, Pr Secretary Home GNCTD <pshome@nic.in>, Shri Praveen Kumar Gupta <sgad@nic.in>, S. B. Deepak Kumar <secservices@nic.in>, pspwd <pspwd@nic.in>, SECRETARY POWER <pspower@nic.in>, Sh. Bhupinder S. Bhalla <pshealth@nic.in>, Sanjeev Khirwar <senv@nic.in>, Dr. Renu Sharma <psud@nic.in>, SANTOSH D VAIDYA <chairmandsssb.delhi@nic.in>, Secretary Education GNCTD <secyedu@nic.in>, Divisional Commissioner <divcom@nic.in>, Vijay Kumar Bidhuri <cmd.dtc@delhi.gov.in>, ceodelhi.djb <ceodelhi.djb@nic.in>, COMMISSIONER (VAT/ST) <ctt.delhi@nic.in>, delhishelter@gmail.com, Arva Gopi Krishna <cexcdse@nic.in>, commtpt <commtpt@nic.in>, labcomm delhi <labcomm.delhi@gmail.com>, Development Commissioner <cdevelop@nic.in>, DAM <dagri@sansad.nic.in>, Director -Delhi Fire Service <director.dfire@nic.in>, Director Education <dired@nic.in>, buildingland222@gmail.com, Neha Bansal <cfss.delhi@nic.in>, dvigil <dvigil@nic.in>, Director Training UTCS <dutcs@nic.in>, slaw <slaw@nic.in>, Sandeep Kumar <psfin@nic.in>, dsw <dsw@nic.in>, dirtte.delhi <dirtte.delhi@nic.in>, dtehedu@gmail.com, Amit Singla <secyit@nic.in>, Ms Garima Gupta IAS <pssw@nic.in>, Office of the Commissioner of Industries Govt of Delhi <comind@sansad.nic.in>, scstsecretary@gmail.com, Director WCD <wcd@nic.in>, secyart <secyart@nic.in>, commissioner-sdmc@mcd.gov.in, commissioner-edmc@mcd.gov.in, commissioner-ndmc@mcd.gov.in, Sh Dharmendra <chairperson@ndmc.gov.in>, Shri Vijay Kumar Dev <csdelhi@nic.in>, directordip2014@gmail.com, mddslidc@gmail.com, DA MB <ambdl@nic.in>, MDnCEO <md@delhitourism.gov.in>, Dr. Brij Mohan Mishra <Secretary@ndmc.gov.in>, SECRETARY TTE GNCTD <pstchedu@nic.in>, Planning Department, GNCTD <jdplg@nic.in>, pwdhqdelhi@gmail.com, tourism gnctd <tourism.gnctd@gmail.com>, lop dvs <lop.dvs@gmail.com>, Gurpal Singh SecytoMinister <secylm.delhi@gov.in>, dysecyadl@gmail.com, CM DELHI <cmdelhi@nic.in>, Kapil Mishra <Mintours.delhi@gov.in>, Dr. RANBIR SINGH <ceo_delhi@eci.gov.in>, secyminsw delhi <secyminsw.delhi@gmail.com>, assemblydelhi@gmail.com

SS-BSW



Madam/Sir,

Please find the attachment on the subject cited above for information.

Thanking You

Regards

Dy. Secretary
General Administration Department001.jpg
667 KB002.jpg
701 KBOfficial dealings.pdf
5 MB

6/8/21
V K Kumar



LEGISLATIVE ASSEMBLY
NATIONAL CAPITAL TERRITORY OF DELHI
OLD SECRETARIAT, DELHI-110054

F.No. 24/52/Protocol/2021/LAS-VII/Leg./5310-14

Date: 06.07.2021

To

The Chief Secretary,
Delhi, Government of NCT of Delhi,
Delhi Secretariat, I.P Estate,
New Delhi-110002.

Sub: Official dealings between the Administration and Members of Parliament and State Legislatures- Observance of proper procedure.

Respected Sir,

Kindly refer to the subject cited.

I am directed by the Hon'ble Chairperson of "Committee on Violation of Protocol Norms and Contemptuous Behaviour by Government Officers with MLAs" to invite your attention to the letter of even no. dated 27.08.2018 (copy enclosed) and to forward herewith copies of OM No. 11013/4/2011-Estt.(A) dated 01.12.2011, D.O. No.11013/4/2011-Estt.A dated 09th October 2012, OM No.11013/2/2012-Estt.(A) dated 19.11.2014, OM No. 11013/4/2018-Estt.A-III dated 07.02.2018 and OM No.11013/4/2018-Estt.(A) dated 10.02.2020 issued by the Government of India, Ministry of Personnel, Public Grievances and Pensions, Department of Personnel & Training, Establishment Division on the subject cited.

I am further directed by the Hon'ble Chairperson of the Committee to draw your attention to the facts that complaints of discourteous behavior and violation of protocol norms by Government Officers/Officials with Hon'ble MLAs are still being received by the Committee.

Accordingly, I am also directed by Hon'ble Chairperson to request you to circulate these OM Nos. to the Principal Secretaries/Secretaries/HODs of all the Departments of GNCT of Delhi with the direction to bring these OM Nos. to the notice of all Officers/Officials of their respective Departments for strict compliance.

The Hon'ble Chairperson has desired that an Action Taken Report be sent to this office by 23.07.2021, for kind perusal of Hon'ble Members of the Committee.

Yours Sincerely,

Encl: As above (14 Pages).

(Sunil Dutt Sharma)
Deputy Secretary (Legislation)

Date: 06.07.2021

F.No. 24/52/Protocol/2021/LAS-VII/Leg./

Copy for information to:-

1. Shri Somnath Bharti, Hon'ble Chairman, Committee on Violation of Protocol Norms and Contemptuous Behaviour by Government Officers with MLAs, Legislative Assembly of NCT of Delhi.
2. Principal Secretary, General Administration Department, Government of National Capital Territory of Delhi, Delhi Secretariat, I.P. Estate, Delhi-110002.
3. Secretary to the Hon'ble Speaker, Legislative Assembly of NCT of Delhi, Delhi.
4. PS to Secretary, Legislative Assembly of NCT of Delhi, Delhi.

(Sunil Dutt Sharma)
Deputy Secretary (Legislation)
Tel./Fax- 011-23890371
Email id- assemblydelhi@gmail.com

18-1-c

LEGISLATIVE ASSEMBLY SECRETARIAT
NATIONAL CAPITAL TERRITORY OF DELHI

Old Secretariat, Delhi-110054

No. 24(52)/Protocol/2018/LAS-VI/Leg/6542-46

Date: 27/08/2018

To,

Sh. Anshu Prakash,
Chief Secretary of Delhi,
Govt. of NCT of Delhi,
Delhi Secretariat, Delhi-110002.

Sub: Official dealings between the Administration and Members of Parliament and State Legislatures – Observance of proper procedure.

Sir,

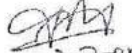
I am directed by the Hon'ble Chairman of "*Committee on Violation of Protocol Norms and Contemptuous Behavior by Government Officers with MLAs*" to forward herewith copies of OM No.11013/4/2011-Estt.(A) dated 01.12.2011, OM No.11013/2/2012-Estt.(A) dated 19.11.2014 and OM No.11.13/4/2018-Estt.A-III dated 07.02.2018 issued by the Govt. of India, Ministry of Personnel, Public Grievances and Pensions, Department of Personnel & Training, Establishment Division on the subject cited.

I am further directed by the Hon'ble Chairman of the Committee to request you to circulate these Office Memorandums to the Principal Secretaries/Secretaries/HODs of all the Departments of GNCT of Delhi with the direction to bring these Office Memorandums to the notice of all Officers/Officials of their respective Departments for strict compliance.

The Hon'ble Committee has further desired that an Action Taken Report be sent to this office within a period of two weeks, for kind perusal of Hon'ble Members of the Committee.

Yours Sincerely,

Encl : As above


(Sunil Dutt Sharma)
27-08-18


Deputy Secretary (Legislation)

No. 24(52)/Protocol/2018/LAS-VI/Leg./

Date: 27/08/2018

Copy for information please :

1. Sh. Saurabh Bharadwaj, Hon'ble Chairman, Committee on Violation of Protocol Norms and Contemptuous Behavior by Government Officers with MLAs.
2. Secretary to Hon'ble Speaker, Legislative Assembly of NCT of Delhi.
3. PPS to Hon'ble Dy. Speaker, Legislative Assembly of NCT of Delhi.
4. P.S. to Secretary, Legislative Assembly of NCT of Delhi.


(Sunil Dutt Sharma)
27-08-18

Deputy Secretary (Legislation)

Tele/fax 011 23890468, 23890371

Email assemblydelhi@gmail.com

CA C

No. 11013/4/2011-Estt. (A)
Government of India
Ministry of Personnel, Public Grievances and Pensions
(Department of Personnel and Training)

North Block, New Delhi.
01st December, 2011

OFFICE MEMORANDUM

Subject: Official dealings between the Administration and Members of Parliament and State Legislatures - Observance of proper procedure.

The Members of Parliament and State Legislatures as the accredited representatives of the people occupy a very important place in our democratic set-up. In connection with their duties, they often find it necessary to seek information from the Ministries/Departments of the Government of India or the State Governments, or make suggestions for their consideration or ask for interviews with the officers. Certain well-recognized principles and conventions to govern the relations between the Members of Parliament/ State Legislatures and Government servants have already been established.

2. Reference is invited to the guidelines concerning the official dealings between Administration and Members of Parliament and State Legislatures which were issued by the Cabinet Secretariat (Department of Personnel and Administrative Reforms, in the O.M. No 25/19/64-Estt. (A) dated 08.11.1974). The importance of adherence to these guidelines was reiterated in the Department of Personnel and Training's O.M. No. 11013/6/2005-Estt. (A) dated 17.08.2007. The provisions of the Central Secretariat Manual of Office Procedure regarding prompt disposal of communications from MPs have also been reiterated by the Department of Administrative Reforms and Public Grievances. The Minister of State for Personnel, Public Grievances and Pensions has also written to all Ministers in this regard vide D.O letter dated 5th May, 2011, requesting that a mechanism may be set up to periodically monitor progress in disposal of references received from Members of Parliament.

3. Some instances of non-adherence to the existing guidelines have been brought to Government's attention by Members of Parliament and a need has been felt for again sensitizing all administrative authorities concerned.

4. The Central Secretariat Manual of Office Procedure provides following instructions for prompt disposal of letters from Members of Parliament:-

Correspondence with Members of Parliament -

- (1) Communications received from a Member of Parliament should be attended to promptly.
- (2) Where a communication is addressed to a Minister or a Secretary to the Government, it should, as far as practicable, be replied to by

the Minister or the Secretary himself as the case may be. Where it is not practicable for the Minister to reply, a reply should normally be issued under the signature of an officer of the rank of Secretary to the Government.

- (3) Where a communication is addressed to the head of an attached or subordinate office, Public Sector Undertakings, Financial Institutions (including nationalized banks) Division/Branch in charge in a Ministry/Department/Organization, it should be replied to by the addressee himself. In such cases, care may be taken to ensure that wherever policy issues are involved, approval of the competent authority is obtained before a reply is sent. It should, however, be ensured that the minimum level at which such replies are sent to Member of Parliament is that of Under Secretary and that also in a polite letter form only.
- (4) Information sought by a Member of Parliament should be supplied unless it is of such a nature that it would have been denied to him, if similar information had been sought in Parliament.
- (5) While corresponding with Members of Parliament, it should be ensured that the letter is legible. Pre-printed or cyclostyled replies should be scrupulously avoided.
- (6) In case a reference from an ex-member of Parliament is addressed to a Minister or Secretary, reply to such reference may be sent by the concerned Divisional Head after obtaining approval of the Secretary of Ministry/Department.

In case the reference is addressed to a lower level officer, reply to such reference could be sent by the officer on his own in non-policy cases and after obtaining approval of the higher authorities in policy cases. Here also, it may be ensured that the minimum level at which a reply is sent is that of an Under Secretary and that too in a polite letter form only.

Prompt response to letters received -

- (1) Each communication received from the Member of Parliament, a member of the public, a recognized association or a public body will be acknowledged within 15 days, followed by a reply within the next 15 days of acknowledgement sent.
- (2) Where a delay is anticipated in sending a final reply, or where the information has to be obtained from another Ministry or another office, an interim reply may be sent within a month (from the date of receipt of the communication) indicating the possible date by which a final reply can be given.
- (3) If any such communication is wrongly addressed to a department, it should be transferred promptly (within a week) to the appropriate department under intimation to the party concerned.

5. The aforesaid guidelines also cover Official dealings between Administration and Members of Parliament/State Legislatures. In this context, attention is also invited to Rule 3(2A) of All India Service (Conduct)

Rule, 1968 and Rule 3-A of Central Civil Service (Conduct) Rules, 1984 which provide as follows:-

Every member of the service shall in the discharge of his duties act in a courteous manner and shall not adopt dilatory tactics in his dealings with the public or otherwise.

The existing instructions are hereby appropriately strengthened to emphasize the basic principles to be borne in mind by the Government servants while interacting with the Members of Parliament and State Legislatures. These are as follows:-

(i) Government servants should show courtesy and consideration to Members of Parliament and State Legislatures;

(ii) while the Government servants should consider carefully or listen patiently to what the Members of Parliament and of the State Legislatures may have to say, the Government servant should always act according to his own best judgment and as per the rules;

(iii) Any deviation from an appointment made with a Member of Parliament/State Legislature must be promptly explained to him to avoid any possible inconvenience. Fresh appointment should be fixed in consultation with him;

(iv) An officer should be meticulously correct and courteous and rise to receive and see off a Member of Parliament/State Legislature visiting him. Arrangements may be made to receive the Members of Parliament when, after taking prior appointment, they visit the officer of the Government of India, State Government or local Government. Arrangements may also be made to permit entry of vehicles of the Members to these Offices subject to security requirements/restrictions;

(v) Members of Parliament of the area should invariably be invited to public functions organized by a Government office. Proper and comfortable seating arrangements at public functions and proper order of seating on the days should be made for Members keeping in view the fact that they appear above officers of the rank of Secretaries to Government of India in the Warrant of Precedence. The invitation cards and media events, if organized for the function held in the constituency, may include the names of the Members of that constituency who have confirmed participation in these functions.

It is clarified that if a constituency of any Member of Parliament is spread over more than one District, the M.P. should invariably be invited to all the functions held in any of the Districts which are part of his/her constituency;

(vi) Where any meeting convened by the Government is to be attended by Members of Parliament, special care should be taken to see that notice is given to them in good time regarding the date, time, venue etc. of the meeting. It should also be ensured that there is no slip in any


matter of detail, however minor it may be. It should especially be ensured that:-

- (a) Intimations regarding public meetings/functions are sent through speedier communication devices to the M.Ps, so that they reach them well in time, and
- (b) that receipt of intimation by the M.P is confirmed by the officer/official concerned;
- (vii) Letters from Members of Parliament and Members of State Legislatures must be promptly acknowledged, and a reply sent at an appropriate level expeditiously as per the relevant provisions of the Central Secretariat Manual of Office Procedure;
- (viii) Information or statistics relating to matters of local importance must be furnished to the MPs and MLAs when asked for. The information so supplied should be specific and answer the points raised. A soft copy of the information should also be sent to the Member via e-mail;
- (ix) If the information sought by a Member of Parliament cannot be given and is to be refused, instructions from a higher authority should be taken and the reasons for not furnishing the information should be given in the reply;
- (x) Wherever any letter from a Member of Parliament is in English and the reply is required to be given in Hindi in terms of the Official Languages Act, 1963 and the rules framed there under, an English translation should also be sent along with the reply for the convenience of such Members of Parliament from non Hindi speaking areas;
- (xi) References from the Committees of Parliament must be attended to promptly;
- (xii) The officers should not ignore telephonic messages left for them by the Members of Parliament/State Legislatures in their absence and should try to contact at the earliest the Member of Parliament/State Legislature concerned. These instructions also include SMS and e-mails received on official mobile telephones which also should be replied to promptly and on priority;
- (xiii) All Ministries/Departments may ensure that the powers of Members of Parliament/State Legislatures as Chairpersons/ Members of committees under various Centrally Sponsored/Central Sector government schemes are clearly and adequately defined; and
- (xiv) A Government servant should not approach MPs/MLAs for sponsoring his individual case as bringing or attempting to bring political or non-official or other outside influence is prohibited under the conduct Rules e.g. Rule 18 of the All India Service (Conduct) Rules, 1968 and Rule 20 of the Central Civil Services (Conduct) Rules.

-5-

6. All Ministries/Departments are requested to ensure that the above basic principles and instructions are followed by all officials concerned, both in letter and spirit. Violation of the guidelines laid down on this subject will be viewed seriously.

7. Any violation of relevant Conduct Rules in this regard, which violation is established after due enquiry will render the Government servant concerned liable for appropriate punishment as per Rule.



(C.A. Subramanian)
Joint Secretary to the Government of India

To

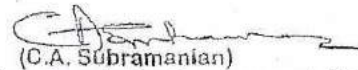
All the Ministries/Departments of Government of India

Copy to:-

1. Presidents Secretariat/ Vice Presidents Secretariat.
2. PMO/Cabinet Secretariat.
3. Comptroller and Auditor General of India.
4. UPSC/SSC/LBSNAA/ISTM/CVO/CIC.
5. Lok Sabha Secretariat/ Rajya Sabha Secretariat.
6. All Officers/Sections in Ministry of Personnel, PG & Pension.
7. NIC, DOPT-please upload this OM on this Department's website.

Copy also to:

Chief Secretaries of all States / UTs with a request to circulate these instructions to all State Government officials at the State/Division and District levels and to periodically review implementation.



(C.A. Subramanian)
Joint Secretary to the Government of India

P.K. Misra

सचिव

Secretary

Tele : 23094848

23092056

Fax : 23094500



D.O.No.11013/4/2011-Estt.A

भारत सरकार
कार्मिक और प्रशिक्षण विभाग
कार्मिक, लोक शिकायत तथा पेंशन मंत्रालय
नॉर्थ ब्लॉक, नई दिल्ली - 110001

GOVERNMENT OF INDIA
DEPARTMENT OF PERSONNEL & TRAINING
MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES
AND PENSIONS

NORTH BLOCK, NEW DELHI - 110001

Website : <http://persmin.gov.in>
9th October, 2012

Dear Chief Secretary,

You would be aware that guidelines concerning official dealings between Administration and Members of Parliament and State Legislatures have been issued by the Ministry of Personnel, Public Grievances and Pensions. However, keeping in view certain instances of occasional non-observance of the above guidelines, the Committee of Privileges of the Lok Sabha recommended consolidation and reiteration of the existing instructions so that all concerned are aware of the same. Accordingly, revised comprehensive guidelines have been issued by this Department vide Office Memorandum No.11013/4/2011-Estt.A dated 1st December, 2011. Copy of this O.M. was also forwarded to the Chief Secretaries of all the States/UTs vide D.O. letter dated 8.12.2011 from my predecessor with the request that these instructions may be circulated to all officials of the State Government for compliance.


2. A copy of the above instructions dated 1st December, 2011 is again enclosed. It is once again requested that these instructions may be circulated to all officials of the State Government for compliance.

3. Some Members of Parliament have brought to the notice of this Department directly or through Lok Sabha / Rajya Sabha Secretariat that District level officials have not been showing them due regard and courtesy. This has also been raised in the recent meeting of the Committee on violation of Protocol Norms and Contemptuous Behaviour of Government Officers with Members of Lok Sabha constituted by the Hon'ble Speaker. It is, therefore, advised that implementation of the above mentioned instructions are to be periodically reiterated and reviewed in the Conference of District Magistrates / Collectors and Superintendent of Police of your States / UTs

4. You may please issue necessary directions to the district level officers and send a copy to this Department for its onward transmission to the Lok Sabha Secretariat, as desired by them.

With regards,

Yours sincerely,

 (P.K. Misra)

(By Name)

Chief Secretaries of all States / UTs

(As per list)



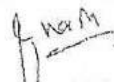
F.No. 11013/2/2012-Estt.A
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel & Training
Establishment Division

North Block, New Delhi
Dated November 19th, 2014

Subject: Official dealings between the Administration and Members of Parliament and State legislatures – Observance of proper procedure.

The Members of Parliament and State Legislatures as the accredited representatives of the people occupy a very important place in our democratic set-up. In connection with their duties, they often find it necessary to seek information from the Ministries/ Departments of the Government of India or the state Governments, or make suggestions for their consideration or ask for interviews with the officers.

2. The guidelines concerning official dealings between Administration and Members of Parliament and State Legislatures have been issued by the Ministry of Personnel, Public Grievances and Pensions and reiterated from time to time. The provisions of the Central Secretariat Manual of Office Procedure regarding prompt disposal of communications from MPs have also been reiterated from time to time. However, keeping in view the instances of occasional non-observance of the above guidelines, a need was felt by the Committee of Privileges of the Lok Sabha for consolidating and reiterating the existing instructions. Accordingly, revised comprehensive guidelines were issued by this Department vide Office Memorandum No. 11013/4/2011-Estt.(A) dated 1st December 2011 (copy enclosed). A copy of former Secretary (P)'s D.O. No. 11013/4/2011-Estt.(A) dated 9th October, 2012 reiterating the said instructions is also enclosed for ready reference.
3. The Committee on Violation of Protocol Norms and Contemptuous Behaviour of Government Officers with Members of Lok Sabha in Paragraph 63 of its First Report tabled in the Lok Sabha on 06.02.2014 has recommended that this Department may sensitise all civil servants and officials in various Ministries and Departments particularly under them for strict compliance of the instructions relating to official dealings issued in this regard between the Administration and the Members of Parliament.
4. The Committee on Violation of Protocol Norms and Contemptuous Behaviour of Government Officers with Members of Lok Sabha at its first sitting held on 28 October, 2014, also felt that the consolidated instructions/ guidelines issued by the Department of Personnel & Training (DoPT) on 1 December, 2011 on Official Dealing between Administration and Members of Parliament need to be again circulated to all concerned Executive Functionaries.
5. All Ministries/ Departments are requested to ensure that the above basic principles and instructions are followed by all officials concerned, both in letter in spirit. Violation of the guidelines laid down on this subject will be viewed seriously.
6. Chief Secretaries of all States/ UTs are requested to circulate these instructions to all State Government officials at the State/ Division and District levels and to periodically review implementation.

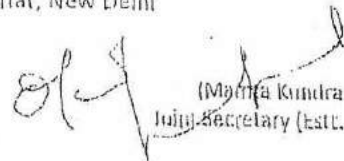

(J. A. Vaidyanathan)
Director (Establishment)

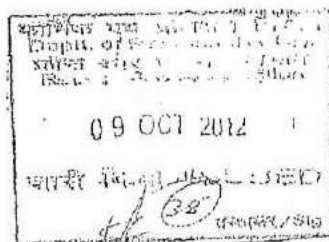
To

1. All Ministries / Departments (as per standard list)
2. Chief Secretaries of all States / UTs (as per standard list)

Copy along with enclosures to:

1. Sh. Sanjay Kothari, Secretary, D/o Administrative Reforms and Public Grievances, Sardar Patel Bhawan, New Delhi with the request to make it as one of the Agenda Items for discussing in the Annual Chief Secretaries Conference.
2. Sh. V.R. Ramesh, Joint Secretary, Lok Sabha Secretariat (Privileges & Ethics Branch, Parliament House, New Delhi w.r.t. their O.M. No. 12/1/2012- CoPV dated 13.9.2012.
3. Sh. Alok Rawat, Secretary (Coordination), Cabinet Secretariat, New Delhi


(Manika Kumra)
Joint Secretary (Estt.)



F. No. 11013/4/2018-Estt.A-III
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel & Training
Establishment Division

North Block, New Delhi
Dated 11 October, 2018

OFFICE MEMORANDUM

Subject: Official dealings between the Administration and Members of Parliament and State legislatures - Observance of proper procedure.

The undersigned is directed to refer to this Department's Office Memorandum No. 11013/4/2011-Estt.(A) dated 1st December 2011 subsequently reiterated vide D.O. letter dated the October 9, 2012 from Secretary (Personnel), O.M. No. 11013/2/2012-Estt.A dated 19.11.2014 and O.M. of even No. dated 7.02.2018 (copies enclosed) on the subject mentioned above and to reiterate these instructions for strict compliance on the recommendations of the Committee of Privileges, Lok Sabha in its Sixth Report tabled in the Lok Sabha on 20.12.2017 and Committee on Violation of Protocol Norms and Contemptuous Behaviour of Government Officers with Members of Lok Sabha in its Fourth and Fifth Report tabled in the Lok Sabha on 01.08.2018.

2. All Ministries/ Departments are requested to ensure that instructions issued through aforementioned communications are followed by all officials concerned, both in letter and spirit. Violation of these guidelines will be viewed seriously.

3. Chief Secretaries of all States/ UTs are requested circulate these instructions to all State Government officials at the State/ Division and District levels and sensitize them with regard to their duties and obligations in so far as the movement of Members of Parliament in general and more particularly during Parliament sessions. It is also requested to periodically review implementation of these instructions.

4. Hindi version will follow

[Signature]
11/10/18

(Nitin Gupta)

Under Secretary to the Government of India
Tel: 011-23040264

Encl: As above.

To

1. All Ministries / Departments (as per standard list)
2. Chief Secretaries of all States / UTs (as per standard list)

Copy to:

Secretary, Ministry of Home Affairs, North Block, New Delhi - with the request to take appropriate action with regard to recommendation at para 44 of Committee of Privileges, Lok Sabha in its Sixth Report tabled in the Lok Sabha on 20.12.2017 (copy enclosed).

F. No. 11013/4/2018-Estt.A-III
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel & Training
Establishment Division

North Block, New Delhi
Dated 7th February, 2018

OFFICE MEMORANDUM

Subject: Official dealings between the Administration and Members of Parliament and State legislatures - Observance of proper procedure.

The Members of Parliament and State Legislatures, as the accredited representatives of the people, occupy a very important place in our democratic set-up. In connection with their duties, they often find it necessary to seek information from the Ministries/ Departments of the Government of India or the State Governments, or make suggestions for their consideration or ask for interviews with the officers.

2. The guidelines concerning official dealings between Administration and Members of Parliament and State Legislatures have been issued by the Ministry of Personnel, Public Grievances and Pensions and reiterated from time to time. The provisions of the Central Secretariat Manual of Office Procedure regarding prompt disposal of communications from MPs have also been reiterated from time to time. However, keeping in view the instances of occasional non-observance of the above guidelines, a need was felt by the Committee of Privileges of the Lok Sabha for consolidating and reiterating the existing instructions. Accordingly, revised comprehensive guidelines were issued by this Department vide Office Memorandum No. 11013/4/2011-Estt.(A) dated 1st December 2011 (copy enclosed). A copy of former Secretary (P)'s D.O. No. 11013/4/2011-Estt.(A) dated 9th October, 2012 and O.M. No. 11013/2/2012-Estt.A dated 19.11.20104 reiterating the said instructions are also enclosed for ready reference.

3. The Committee on Violation of Protocol Norms and Contemptuous Behaviour of Government Officers with Members of Lok Sabha in its Second Report tabled in the Lok Sabha on 4.01.2018 has recommended that the consolidated instructions/ guidelines on Official dealing between the Administration and Member of Parliament and State Legislature should strictly be complied by all the Government servants, both in letter and spirit.

4. The Committee on Violation of Protocol Norms and Contemptuous Behaviour of Government Officers with Members of Lok Sabha in Paragraph 43 of its Third Report tabled in the Lok Sabha on 4.01.2018 has recommended discouraging and desisting the State Governments to involve Private companies/ agencies in organizing/ sponsoring functions which essentially fall under the domain of State Governments.

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5. All Ministries/ Departments are requested to ensure that the above basic principles and instructions are followed by all officials concerned, both in letter and spirit. Violation of the guidelines laid down on this subject will be viewed seriously.

6. Chief Secretaries of all States/ UTs are requested to circulate these instructions to all State Government officials at the State/ Division and District levels and to periodically review implementation.

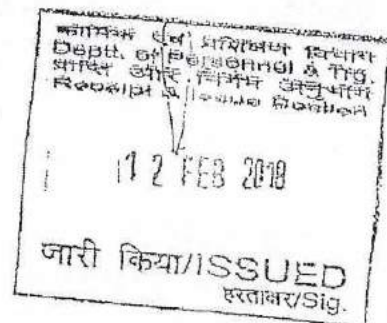
N. Gupta
7/2/18
(Nitin Gupta)

Under Secretary to the Government of India
Tel: 011-23040264

Encl: As above.

To

1. All Ministries / Departments (as per standard list)
2. Chief Secretaries of all States / UTs (as per standard list)



F. No. 11013/4/2018-Estt.A-III
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel & Training
Establishment Division

North Block, New Delhi
Dated 10th February, 2020

OFFICE MEMORANDUM

Subject: Official dealings between the Administration and Members of Parliament and State legislatures - Observance of proper procedure.

The Members of Parliament and State Legislatures, as the accredited representatives of the people, occupy a very important place in our democratic set-up. In connection with their duties, they often find it necessary to seek information from the Ministries/ Departments of the Government of India or the State Governments, or make suggestions for their consideration or ask for interviews with the officers.

2. The guidelines concerning official dealings between Administration and Members of Parliament and State Legislatures have been issued by the Ministry of Personnel, Public Grievances and Pensions and being reiterated from time to time. The provisions of the Central Secretariat Manual of Office Procedure regarding prompt disposal of communications from MPs have also been reiterated from time to time. However, keeping in view the instances of occasional non-observance of the above guidelines, a need was also felt by the Committee of Privileges of the Lok Sabha for consolidating and reiterating the existing instructions. Accordingly, revised comprehensive guidelines were issued by this Department vide Office Memorandum No. 11013/4/2011-Estt.(A) dated 1st December 2011 (copy enclosed). A copy of former Secretary (P)'s D.O. No. 11013/4/2011-Estt.(A) dated 9th October, 2012, O.M. No. 11013/2/2012-Estt.A dated 19.11.2014, O.M. of even No. dated 7.02.2018 and 11.10.2018 reiterating the said instructions are also enclosed for ready reference.

3. Instances have come to the notice of this Department on violation of Protocol Norms laid in the guidelines. Therefore, all the Ministries/ Departments are once again requested to ensure that instructions issued through aforementioned communications are followed by all officials concerned, both in letter and spirit. Violation of these guidelines will be viewed seriously.

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3. Chief Secretaries of all States/ UTs are also requested to circulate these instructions to all State Government officials at the State/ Division and District levels and sensitize them with regard to their duties and obligations in so far as the movement of Members of Parliament in general and more particularly during Parliament sessions. It is also requested to periodically review implementation of these instructions.

4. Hindi version will follow

Umesh
10/2/20

(Umesh Kumar Bhatia)

Deputy Secretary to the Government of India

Tel: 011-23094471

Encl: As above.

To

1. The Secretaries of All Ministries/Departments (as per the standard list)
2. Chief Secretaries of all States/UTs (as per the standard list)

Copy to:

1. Rajya Sabha Secretariat/Lok Sabha Secretariat, New Delhi.
2. PSO to Secretary (P)/Sr. PPS to Establishment Officer/Sr. PPS to AS (SRK), PPS to AS (LR)/PPS to AS (SC)
3. All Divisional Heads of DOPT
4. All Under Secretaries/Section Officers of DOPT
5. NIC, Department of Personnel & Training, North Block, New Delhi [for uploading the same on the website of this Ministry under the Head Notifications >> OMs & Orders >> Establishment >> CCS (Conduct) Rules & What's New]
6. Hindi Section, DoP&T