

**Government of West Bengal
Home Department
Constitution & Elections.**

NOTIFICATION

No. 272-Home(Cor.s.)

Dated, Kolkata, the 27th day of October, 2009

In exercise of the power conferred by clause (3) of article 166 of the Constitution of India and in supersession of all previous notifications or orders issued specifying allocation of business of the Backward Classes Welfare Department, the Governor is pleased hereby to make the following amendments in the West Bengal Rules of Business, as subsequently amended (hereinafter referred to as the said rules):-

Amendments

In the First Schedule to the said rules, under the heading "Allocation of business among departments", under the sub-heading "XIII. Backward Classes Welfare Department", for the existing items and the entries relating thereto, substitute the following items and entries:-

PART I

1. Welfare of Scheduled Castes, Scheduled Tribes and Other Backward Classes with a view to integrating them ultimately with the main stream of the society by effecting social, educational, economic and cultural upliftment.
2. Implementation of the provisions of the Constitution of India concerning the Scheduled Castes and the Scheduled Tribes.
3. Matters relating to the determination on identification of the Scheduled Castes and Scheduled Tribes and issuance of caste certificate as proof of identity of castes or tribes under the West Bengal Scheduled Castes and the Scheduled Tribes (Identification) Act, 1994 (West Ben. Act XXXIII of 1994).
4. Implementation of the Protection of Civil Rights Act, 1955 (22 of 1955) and the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (33 of 1989), with a view to removing the untouchability and preventing atrocities on the Scheduled Castes and Scheduled Tribes.
5. Implementation of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (2 of 2007), with a view to recognising and vesting the forest rights and occupation in forest land on Scheduled Tribes and other traditional forest dwellers who have been residing in such forest for generations but whose rights could not be recorded and to provide a framework for recording the forest rights so vested and the nature of evidence required for such recognition and vesting in respect of forest land.
6. Enforcement of reservation in services and posts under the Government, Public Undertakings, Statutory Bodies, Universities, Colleges, Schools, Local Authorities and Government aided offices and institutions as per the provisions of the West Bengal Scheduled Castes and Scheduled Tribes (Reservation of Vacancies in Services and Posts) Act, 1976 (West Ben. Act XXVII of 1976).
7. Enforcement of restoration of alienated land to the Scheduled Tribes under the West Bengal Land Reforms Act, 1956 and similar other Acts in force.
8. Implementation and/or monitoring of the decisions of:-
 - (i) Cabinet Sub-Committee for Scheduled Castes and Tribal Welfare;
 - (ii) Assembly Committee for Scheduled Castes and Tribal Welfare;
 - (iii) Tribal Advisory Council;
 - (iv) Scheduled Castes Advisory Board;
 - (v) Cultural Research Institute Advisory Board; and
 - (vi) District Welfare Committees.
9. Enforcement of allocation of State Plan Fund under Special Component Plan and Tribal Sub-Plan at least in proportion to the Scheduled Castes and Scheduled Tribes population and full control over the mode of expenditure of the Fund.
10. Scholarships and special merit assistance to students belonging to the Scheduled Castes, Scheduled Tribes and Other Backward Classes including scholarships at enhanced rate to the children of the Scheduled Castes engaged in unclean occupation.
11. Construction, administration and maintenance of various types of hostels for Scheduled Castes, Scheduled Tribes and Other Backward Classes boys or girls separately including grants for construction and maintenance of school attached hostels.
12. Grant of Old-age pension to tribal people living below poverty level.
13. Establishment and maintenance of residential schools for tribal boys and girls.

14. Training of Scheduled Castes, Scheduled Tribes and Other Backward Classes in various trades, vocations, agro-based farming, animal husbandry and cottage and small scale industries.
15. Maintenance of Training Institutes and training of official and non-officials for social work.
16. Researches and studies in tribal linguistics, cultural dynamics and tribal laws of inheritance and statistical studies of socio-economic conditions and educational levels of the tribals through the maintenance of a tribal research institute, called Cultural Research Institute.
17. Regulation and control of West Bengal Scheduled Castes and Scheduled Tribes Development and Finance Corporation for creation of self-employment Generation Scheme by providing margin assistance and bank loan to the Scheduled Castes and Scheduled Tribes to finance people below the poverty level and through loan from National Scheduled Caste and Scheduled Tribe and Development Corporation/people above the poverty level.
18. Administration and control of the West Bengal Tribal Development Co-operative Corporation Limited for formation of Large Sized Multi-purpose co-operative societies exclusively for the tribal people to undertake all kinds of activities suited to the tribal people particularly to ensure remunerative prices for minor forest products.
19. Formulation and execution of exhaustive package programmes for development of tribal population with special emphasis on primitive tribes.
20. Monitoring and reviewing of all employment generation schemes and other developmental activities for all round development and welfare of the people.
21. Organisation of cultural activities of various ethnic groups, particularly of Bhawaiya Song Competition, Tribal One-Act Drama Competition and Hul Utsov, Tea Tribal Festival etc.
22. Rehabilitation of scavengers by promoting or arranging alternative avenues of gainful self-employment of scavengers so liberated by providing training in other suitable occupations, trades, callings or engagements.
23. Enforcement of admission to all medical and para-medical institutes, engineering, polytechnic and technical institutes, training institutes and educational institutes for all courses and streams, including Honours Courses in all streams as per the provision of the West Bengal Scheduled Castes and Scheduled Tribes (Reservation of Vacancies in Services and Posts) Act, 1976.
24. Placement of Scheduled Castes, Scheduled Tribes and Other Backward Classes representatives in all interview board or recruitment board or committees or Commissions for recruitment.
25. Enforcement of reservations of licenses, contracts and other benefits of similar nature as per the provisions of the West Bengal Scheduled Castes and Scheduled Tribes (Reservation of Vacancies in Services and Posts) Act, 1976.
26. Enforcement of reservation in allotment of houses and house-sites in urban and rural areas, on payment or without payment, as the case may be, to Scheduled Castes and Scheduled Tribes in proportion to their population.
27. Pre-examination Training centre for Scheduled Castes and Scheduled Tribes.
28. Matters relating to identification of backward classes and issuance of Certificates as proof of caste identity.
29. Administration and control of the West Bengal Commission for Backward Classes.
30. Welfare of Backward Classes and their social, educational, economic and cultural upliftment.
31. Enforcement of reservation for backward classes in services and posts under the State Government, Public Undertakings, Statutory Bodies, Local authorities, Universities, colleges affiliated to Universities, Primary and secondary schools, other educational Institutions owned or aided by the State Government and other establishments in the public sector under the State Government.
32. Enforcement of reservation in seats for the backward classes for admission to all primary, secondary and higher secondary educational institutions owned or aided by the State Government.
33. Formulation and implementation of Welfare schemes and programmes for the development of backward classes directly or through Backward Classes Development and Finance Corporation.
34. Development and Maintenance of cultural cum educational schemes like Uttarbanga Lokasanskriti Parishad, Paschimbanga Santhali Academy and Panchanan Barma Sangrahashala O Gabeshana Kendra, registered under the West Bengal Societies Registration Act, 1961 [West Ben. Act XXVI of 1961].

PART II

1. State Public Services in respect of matters with which the department is concerned (entry 41 of List II).
2. Offences against laws, with respect to any of the matters in List II with which the department is concerned (entry 64 of List II).
3. *Economic and social planning so far as the department is concerned (entry 20 of List III).*
4. *Inquiries and statistics for the purpose of any of the matters specified in List II and List III with which the department is concerned (entry 45 of List III).*

PART III

1. Union Public Services in respect of matters with which the department is concerned (entry 70 of List I).
2. Offences against laws with respect to any of the matters in List I with which the department is concerned (entry 93 of List I).
3. Inquiries, surveys and statistics for the purposes of any of the matters in List I with which the department is concerned (entry 94 of List I).
4. Participation in international conferences, associations and other bodies and implementing of decisions made thereat so far as the department is concerned (entry 13 of List I).

**By order of the Governor,
Sd/-Asok Mohan Chakrabarti
Chief Secy. to the Govt. of West Bengal.**

No. 272/1(15)- Home (Cons)

Dated, Kolkata, the 27th day of October, 2009

Copy forwarded for information and necessary action, to the :-

1. Chief Secretary to the Govt. of West Bengal;
2. Principal Secretary to Chief Minister;
3. Principal Secretary to the Governor of West Bengal;
4. Secretary to the West Bengal Legislative Assembly Secretariat;
5. Additional Chief Secretary/Principal Secretary/Secretary, _____
Department;
6. Private Secretary to the Minister in charge/Minister of State-in-Charge/Minister of -State, _____
Department;
7. Chief Govt. Whip; West Bengal Legislative Assembly Secretariat;
8. Accountant General (A&E), West Bengal;
9. Accountant General (Audit), West Bengal;
10. Accountant General (Local Bodies Audit), M.S.O. Buildings, Salt Lake, Kol-64;
11. Pay and Accounts Officer, Kolkata Pay & Accounts Office;
12. Accounts Officer, West Bengal Secretariat;
13. Librarian, West Bengal Secretariat Library;
14. Under Secretary to the Govt. of West Bengal;
15. _____



Assistant Secretary to the Govt. of West Bengal.