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PART I—Orders and Notifications by the Governor of West Bengal, the High Court, Government Treasury, etc.

GOVERNMENT OF WEST BENGAL

Backward Classes Welfare Department

**Writers' Buildings,
Kolkata-700 001.**

NOTIFICATION

No. 2807-BCW/MR-56/11, Kolkata, the 1st September, 2011.— In exercise of the power conferred by section 12 of the West Bengal Scheduled Castes and Scheduled Tribes (Identification) Act, 1994, (West Ben. Act XXXVIII of 1994), (hereinafter referred to as the said Act), the Governor is pleased hereby to make, with immediate effect, the following amendments in the West Bengal Scheduled Castes and Scheduled Tribes (Identification) Rules, 1995, as subsequently amended (hereinafter referred to as the said rules) :—

Amendments

After rule 7F of the said rules, *insert* the following rules:—

“7G. Appeal against the cancellation of certificate by the issuing authority.— (1) An appeal against any cancellation, impounding or revocation of certificate by the certifying authority shall lie to, —

- (a) the District Magistrate or the Additional District Magistrate authorized by the District Magistrate in this behalf, where the Certificate is cancelled by the Sub-divisional Officer;
 - (b) the Commissioner, Presidency Division, where the certificate is cancelled by the District Magistrate, South 24-Parganas, or the Additional District Magistrate, South 24-Parganas, authorized by the District Magistrate, South 24-Parganas, as the case may be.
- (2) Every appeal under this rule shall be filed in the form of memorandum which shall be signed and verified by the appellant in the manner provided in sub-rules (2) and (3) of rule 15 of Order VI of the First Schedule of the Code of Civil Procedure, 1908 (5 of 1908) and shall be accompanied by an authenticated copy of the order appealed against.

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- (3) The period of limitation for an appeal under this rule shall be 60 days and commence on and from the date of the order appealed against.
 - (4) An appeal shall be disposed of within two months from the date on which the appeal is made :
Provided that no such appeal shall be disposed of without giving the appellant a reasonable opportunity of being heard.
 - (5) The decision of the District Magistrate or the Additional District Magistrate or the Commissioner, Presidency Division, as the case may be, on any appeal under this rule shall be final”.

By order of the Governor,

S. K. THADE,
Secretary to the Government of West Bengal.