

F.No. 14039/05/2014.UTS-I

Government of India
Ministry of Home Affairs

North Block, New Delhi-110001

Dated 06 June, 2014

To

Shri Annupam Goswami,
Flat No. 639, 2nd Floor,
DDA Janta Flats,
Pocket-I, Sector A-5,
Opposite NDPL Colony, Narela,
Delhi-110040.

Sub:- Application under RTI Act, 2005 – regarding.

Sir,

With reference to your RTI application dated 16.04.2014 (received in UTS-I Desk on 20.05.2014 through Planning Cell, MHA), point wise reply is as under:-

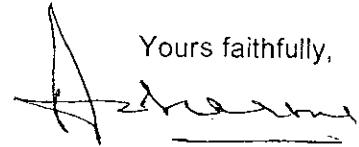
Point No.	Reply
1.	The question is not clear. However, as regard the appointment of Administrator of a Union Territory, who is also sometimes designated as Lt. Governor, the appointment is made as per provision of Article 239 of the Constitution of India (a copy of the extract is enclosed). The copy of Constitution is also available on the official website of Government of India.
2.	As per Article 239 of the Constitution of India, President of India appoints the Administrator of a Union territory.
3.	The Administrator of a Union Territory is appointed as per provision of Article 239 of the Constitution of India. The proposal for appointment of Lt. Governor in the UTs of Puducherry, GNCTD and Andaman & Nicobar Islands are initiated by the Home Ministry and approval of the President of India is obtained through the Prime Minister's Office. Governor of Punjab acts as Administrator of Chandigarh as well. Administrators in the UTs of Lakshadweep and DD&DNH are appointed from the serving AGMU cadre IAS officers of super time scale.
4.	The proposal for appointment of Administrator/Lt. Governor in the UTs is initiated by the Home Ministry and approval of the President of India is obtained through the Prime Minister of India.
5.	No.
6.	People other than belonging to IAS can be appointed as Administrator of UT except for DD&DNH and Lakshadweep, where usually IAS officers are posted. There are no codified guidelines in this regard.

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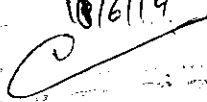
7.	As per Article 239 of the Constitution of India, President of India appoints the Administrator of a Union territory. Hence, concurrence of Cabinet Committee on appointments or cabinet is not required.
8.	There are no codified guidelines in this regard.
9.	Proposal for the appointment of Administrators in the UTs of Lakshadweep and DD&DNH are initiated by Union Home Ministry and approval of Union Home Minister is obtained. Governor of Punjab is also Administrator of Chandigarh.
10.	Ministry of Home Affairs of Govt. of India.
11.	There are no codified guidelines. However, person with proven track record and integrity is appointed as Administrator.
12.	There are no codified guidelines for appointment of Administrators/ Lt. Governors.
13.	There are no codified guidelines for appointment of Administrators/ Lt. Governors. However, Administrators in the UTs of Lakshadweep and DD&DNH are usually appointed from the serving AGMU cadre IAS officers of Super time scale.
14.	Resident of the UTs can make complaints against the Administrator to the higher authorities in Govt. of India. JS(Admn.), MHA is the CVO for MHA.

Encls:- As above.

Yours faithfully,



(Anuj Sharma)
Director (S) and CPIO
Ph. 23092436

10/6/14


Central Public Information Officer
Deputy Secretary, Prime Minister's Office
South Block, Raisina Hills, New Delhi-110001

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Subject :- Information under Right To Information Act, 2005.

Application No – AG/PMO/2014/UT-Administrator/01

Date-15-04-2014

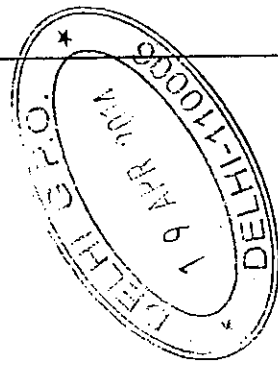
1:-Full Name of Applicant: - Anupam Goswami

2:-Address : - Flat No -639, 2nd Floor, DDA Janta Flats,
Pocket-1, Sector-A-5, Opposite NDPL Colony, Narela, Delhi-110040

3:- Particulars of Information required

I	Subject matter of information	Regarding appointment to the post of Administrator of Union Territories
II	The period to which information relates	Since Year 2000
III	Description of information required	<p>Please provide me with certified copies of all the document, correspondence, minutes of meeting & file notings as per details given below.</p> <ol style="list-style-type: none">1) Under which article of constitution of India is appointment of administrator of made ? please provide us with the copy of same2) Who are eligible for appointment to the post of administrator as mentioned in said article of constitution of India?3) What is procedure followed for appointment to post of administrator of union territories? What are rules and regulations for same as framed from time to time please provide us with copy of same.4) Is approval/concurrence of Prime Minister obtained for appointment to the post of administrator5) Is it a rule that only person belonging to Indian Administrative Service (IAS) only be appointed for post of administrator ? Please provide us with copy of rule or any instruction or any such requirement as per constitution of India.6) Is it permissible by rule that person belonging to all India services other than IAS can be considered for post of administrator of any union territory? Please provide us with a copy of rule.

- 7) Whether under rules the concurrence of cabinet committee on appointments or cabinet is obtained for appointment to the post of administrator of union territory or it is not required? Please provide us with complete details of same and copies of relevant rules.
- 8) Is it permissible by rule that person not belonging to any all India services but a member of civil society /retired judge of high court or supreme court can be considered for post of administrator of any union territory? Please provide us with a copy of rule.
- 9) Who is final recommending authority for appointment for the post of administrator of union territory?
- 10) Which ministry or department is responsible for the entire process for appointment of administrator of union territory?
- 11) Whether vigilance clearance is obtained for person considered for appointment to the post of administrator of union territory or it not required? Please give us copy of said rule.
- 12) Whether any panel is formed or just random selection is done for appointment of post of administrator of union territory? Please provide us with copy of rules and procedures for same.
- 13) What is criteria for selection for person for post of administrator of any union territory? Please provide us with copy of same.
- 14) What mechanisms are available for residents of union territories to lodge the complaints against wrong doings of administrator or against administrator? Please provide us with complete details.



IV Whether information is

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