

MOST URGENT/RTI MATTER

RTI/144/2013-F-I  
Government of India  
Ministry of Home Affairs

Sl No. 227

OFFICE MEMORANDUM

Subject: Information sought under the RTI Act, 2005.

Please find enclosed an RTI application by Sh. J.P. Dadhich dated 15-10-2013 (received by the undersigned on 06.11.2013 on transfer from Sh. S. Samanta, Under Secretary(RTI Cell), vide their O.M. No.A-43020/01/2013-RTI dated 25/10/2013), seeking information under the RTI Act, 2005.

2. The information sought in the RTI application is closely connected to the functioning of Director (IS-II), Internal Security Division, Ministry of Home Affairs. The RTI application is, therefore, transferred to Director (IS-I), Internal Security Division, Ministry of Home Affairs under Section 6 (3) (ii) of the RTI Act, 2005, with a request to furnish the requisite information on the above said RTI directly to the applicant within the prescribed time limit.

Encls: As above.

*Vikas Srivastava*

(Vikas Srivastava)

Under Secretary (Foreigners) and CPIO

Director (IS-I), Internal Security Division, MHA  
MHA U.O. RTI/144/2013-F-I Dated: 6.11.2013

Copy to:-

1. Dr. J.P. Dadhich, BPNI, SU-74, Pitampura, Delhi-110034
2. Sh. S. Samanta, Under Secretary(RTI Cell), North Block, New Delhi..... for information

*Vikas Srivastava*

(Vikas Srivastava)

Under Secretary (Foreigners) and CPIO

*All work & lead to US/IS*  
*AA noted*  
*7/11*

*RTI-227/Dir (IS-I)/13*  
*7/11/13*

गृह मंत्रालय  
Ministry of Home Affairs

जी. ए. आर. 6 / G. A. R. 6  
(नियम 22(1) देखें) (See Rule 22(i))

रसीद / RECEIPT

by  
vid

सं./No. 7161

दिनांक 20  
Dated 20

श्री/श्रीमती/सुश्री

Received From Shri/Smt./Km.

के पत्र संख्या/संदर्भ संख्या के साथ

with Letter No./Reference No.

के दिनांक 20  
Dated 20

बैंकर्स चेक/ड्राफ्ट/भारतीय पोस्टल आर्डर संख्या

Banker's Cheque/Draft/Indian Postal Order No.

के रूप में रुपये की नकद धनराशि

the sum of Rupees by Cash

सूचना के अधिकार अधिनियम, 2005 के तहत हेतु प्राप्त की।

on account of fee under Right to Information Act 2005.

आइंशर /Initials

रुपये /Rs.

पदनाम / Designation

(5)

THE SECRETARY,  
 Ministry of Home Affairs,  
 New Delhi  
 1747/81  
 Date: 17/10/13  
 U.S. DEPARTMENT OF JUSTICE  
 FEDERAL BUREAU OF INVESTIGATION

October 15, 2013

65001RTU/2012  
24110113

Central Public Information Officer,  
 Ministry of Home Affairs,  
 North Block,  
 New Delhi - 110001

Reg: Supply of information and certified copies of documents u/s 6 of the Right To Information Act, 2005.

Dear Sir/Madam,

Please refer to the seventy second report of department-related parliamentary standing committee on health and family welfare on the alleged irregularities in conduct of studies using Human Papilloma Virus (HPV) vaccine by PATH in India (a print of the title page and other relevant page of the report is attached in annexure 1).

The report says that under Indian rules, foreign non-commercial organizations wanting to set up an office in India are required to obtain permission from the Ministry of Home Affairs from 'security angle'.

The Nestle Nutrition Institute (NNI) which is a Switzerland based organization is working in India for last many years and organizing seminars and symposiums for pediatricians. I am attaching a copy of an invitation letter for such an event for your perusal. (See annexure 2)

I would like to know whether The Nestle Nutrition Institute (NNI) in India has got the permission from the Ministry of the Home Affairs? If yes, please provide a copy of the application form submitted by The Nestle Nutrition Institute (NNI) and a copy of the permission letter provided by the Ministry of Home Affairs.

With regards

Yours sincerely

*J P Dadhich*

Dr J P Dadhich  
 BPNI,  
 SU-74, Pitampura,  
 Delhi 110034

Enc: Postal order No. 13F 845180 for Rs.10/-

*D.A. (F)*

CAST

Annexure-1

9



PARLIAMENT OF INDIA  
RAJYA SABHA

DEPARTMENT-RELATED PARLIAMENTARY STANDING COMMITTEE

SEVENTY-SECOND REPORT

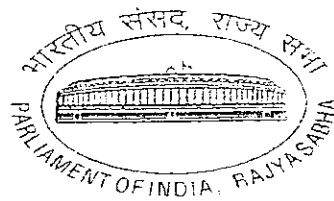
On

ALLEGED IRREGULARITIES IN THE CONDUCT OF STUDIES  
USING HUMAN PAPILLOMA VIRUS (HPV) VACCINE BY PATH IN  
INDIA

(DEPARTMENT OF HEALTH RESEARCH, MINISTRY OF  
HEALTH AND FAMILY WELFARE)

(Presented to the Rajya Sabha on 30<sup>th</sup> August, 2013)  
(Laid on the Table of Lok Sabha on 30<sup>th</sup> August, 2013)

ON HEALTH AND FAMILY WELFARE



Rajya Sabha Secretariat, New Delhi  
August, 2013/Bhadra, 1935 (SAKA)

(5)

incubation is also a PBC (Registration number 766093 dated 15<sup>th</sup> January 1936). Under American laws organizations such as Trusts, Fraternal Societies, Savings & Loan Associations, Municipal Utility Services etc. are all registered as PBCs.

7.3 Under Indian rules, foreign non-commercial organizations such as PATH wanting to set up an office in India are required to obtain (a) permission from the Ministry of External Affairs (MEA) from "political angle" (annexure A) and (b) permission from Ministry of Home Affairs (MHA) from "security angle" (Annexure B). In the latter case, application needs to be forwarded through proper channel such as Ministry of Health & Family Welfare for health-related activities, Ministry of Human Resources for education related activities, Ministry of Labour for trade union or workers related activities etc. Once such an approval is accorded, then an office can be setup which should naturally abide by all other laws of the land such as income tax, shop & establishment act, municipal and other applicable laws, just to mention a few.

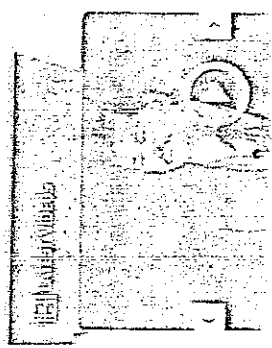
7.4 The Committee asked the Department to direct PATH to provide details of various mandatory permissions required by foreign agencies, including charities, for and in connection with opening office in India and the date of opening of its office in India. Unbelievably, the exact date of opening the office is not even known to its functionaries in New Delhi. To begin with vide its letter dated 5-3-2012, PATH claimed that "it has a Liaison Office status under Income Tax Rules." Since no such provision exists, after prolonged correspondence it settled for 19<sup>th</sup> April 1999 as the date of opening office based on the fact that its PAN card (number AAFCP2249G) is dated 19<sup>th</sup> April 1999. The Committee was intrigued because PAN card is issued just for income tax purposes and nothing else. Income Tax Department does not go about permitting foreign entities to open offices in India. In any case PAN card is not a replacement for Ministry of External Affairs and Ministry of Home Affairs approvals. Besides, the application for issuance of PAN card must have been made much before 19<sup>th</sup> April 1999 there being no online system of obtaining PAN card instantaneously. It can be safely assumed that the date of opening office has to be much earlier than 19<sup>th</sup> April 1999.



## Sign up with NINI!

Provide the best nutrition for athletes and active people.

- NINI News Newsletter - Jan 2013**  
View Publication
- NINI News Newsletter - May 2013**  
View Publication
- NINI Newsletter - April 2013**  
View Publication



Participate in a nutrition quiz on NINI's Facebook Challenge  
On Wed, 11/14/12 12:49 PM

### Sign up and stay active!

Join us and enjoy all the great benefits of participating in our online and offline programs. It's easy to get started and you'll be able to track your progress and receive personalized advice and support. Sign up today and stay active!

Effective low-fat diet on cholesterol reduction  
From Medscape, Dec 11, 2012 - 11:00 AM EST  
View Publication

Study shows making omega-3 intake consistent  
from Medscape, Dec 11, 2012 - 11:00 AM EST  
View Publication

Omega-3 supplements linked to cognitive benefits  
from Medscape, Dec 11, 2012 - 11:00 AM EST  
View Publication

Annexo-2

2

**Nestlé  
Nutrition Institute**  
Sciences for Better Nutrition

Invitation for a Scientific Symposium  
on

**Nutritional Management in  
Renal Diseases & Current Concept in  
Management of Nephrotic Syndrome**

Date : Saturday, 19th May, 2010

Time : 8:00 PM - 10:00 PM

Venue : Hotel Mantra, Hazratganj, Agra

Symposium for the invited members related to medical/health profession only.

Nestlé  
Nutrition Institute  
Sciences for Better Nutrition

### Agenda

- 8:00 PM Health Nutrition Institute Registration
- 8:45 PM Welcome Address
- Speaker Dr. A.S. Vasdekar  
Dr. Arun Kumar, President, Nephrology  
Association of India, Mumbai, India
- 8:50 PM to 9:20 PM Nutrition : Management in  
Topic 1 Renal Diseases
- 9:25 PM to 9:55 PM Current Concept in  
Topic 2 Management of Nephrotic Syndrome
- 9:55 PM Interactive Session
- 10:00 PM Closing remarks

Chairpersons :  
Dr. P. P. Mathur  
M.D., D.C.H.  
Prof. & Head, Dept. of Pediatrics (Renal)  
G.B.P.H.S., Agra

Moderator :  
Dr. Sanku Agarwal  
M.B.B.S., M.C., F.C.M.S.

Dr. Yuvraj Singh  
M.B.B.S., D.C.H., M.D. (Ped), M.D. (Neph)

Reply of Sl no. 227

No.II/20034/20/2013-IS.II(pt.)  
Government of India  
Ministry of Home Affairs  
IS-I Division ((IS-II Desk)

North Block, New Delhi  
Dated: the 18 November, 2013

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To

✓ Dr. J.P. Dadhich,  
BPNI, SU-74, Pitampura,  
Delhi-110034.


Subject: Supply of information and certified copies of documents u/s 6 of the  
Right to Information Act, 2005-reg.

Sir,

Please refer to your letter dated October 15, 2013 received by me on  
07.11.2013 seeking information in respect of The Nestle Nutrition Institute (NNI).  
On scrutiny of records in IS-II Desk (of which I am the CPIO) it is informed that no  
proposal in respect of NNI seems to have been received from any of the  
Ministries.

2. In case you are not satisfied with the above reply, as per Section 19(1) of  
Right to Information Act, 2005 you may file an appeal within 30 days from the  
issue of this letter to the first Appellate Authority whose particulars are given  
below:

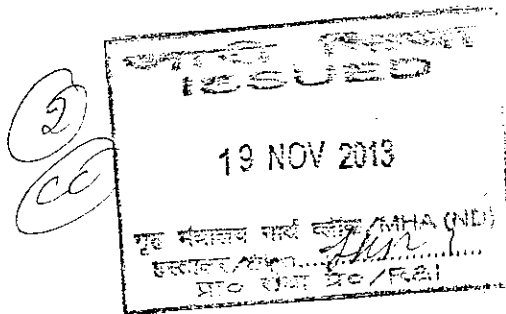
Shri Rakesh Singh,  
Joint Secretary (IS-I),  
Ministry of Home Affairs,  
North Block, New Delhi.

  
(Rakesh Mittal)  
Director (IS-I) & CPIO

Copy to for information to:

- ✓ MHA, Foreigners Division (Shri Vikas Srivastava-Under Secretary  
(Foreigners) and CPIO, NDCC-II Building, New Delhi.
- Shri S. Samanta, US(RTI), MHA, North Block.

19/11  
PI. Issue  
ed 19.11.13



re. or