

DELHI JAL BOARD: GOVT. OF N.C.T. OF DELHI
OFFICE OF THE SECRETARY: RTI CELL
VARUNALAYA PH-II, KAROL BAGH, NEW DELHI-05

No. DJB/Secy/RTI/Circulars /2010/ 114110 Dated: 9-11-2010

CLARIFICATION

Kind reference is invited towards Section 6(1) of the RTI Act, 2005, according to which a person who desires to obtain any information is required to make a request to the concerned Public Information Officer (PIO) of the concerned Public Authority. In order to facilitate the applicants in Delhi Jal Board, a mechanism has been adopted to receive the RTI requests in RTI Cell under the control of Nodal Officer (RTI), DJB from the applicants in case they face any difficulty in identifying appropriate PIO or in approaching appropriate PIO. The RTI Cell under the control of Nodal Officer (RTI), Delhi Jal Board will ensure that the said application is sent to the concerned PIO under the provisions of the Act.

2. There is no water tight compartment regarding allocation of works and duties and jurisdiction of the PIOs is also subject to the change on re-alignment of areas. Sometimes some PIOs are given additional works by the Administration which also changes the work allocation very frequently. In such circumstances, it has to be ensured that RTI request reaches to all the PIOs leaving no scope for any default on the part of Delhi Jal Board regarding non-furnishing of requested information or providing incomplete information to the applicants. UD Department of Government of NCT of Delhi and other Public Authorities are, therefore, following well considerate practice to send such applications from the office of Nodal Officer to all the PIOs and the same has been followed in Delhi Jal Board also.

3. On the request of some PIOs of Delhi Jal Board, it is being clarified and facilitated that, in case the PIO after meticulously examining the RTI request decides that subject matter of the RTI application forwarded by the office of Nodal Officer, RTI Delhi Jal Board is not related to him, he may simply file the request without undertaking any other functions viz. transferring the request any other PIO of DJB, sending any reply to the applicant, endorsing any copy to the Nodal Officer, assigning any ID

number and updating the status on the web site of Delhi Government in respect of such application. However, where a PIO who has to give the reply of full or in part, he will be required to furnish the information to the applicant being the custodian of the information. Mentioned may be here that if at any later stage, it is found that he/she wrongly decided / chose to remain silent (*whereas he had to give the reply being the custodian of the information*), he will be responsible under the Act and the necessary action will be taken against him by the Appellate Authorities.

4. Since the office of the Nodal Officer is sending the RTI request of the applicant to all the PIOs of Delhi Jal Board, the PIOs have not to transfer such applications among the other PIOs of Delhi Jal Board whereas the RTI request received by them directly is to be decided for transferring the RTI request on merit, to the other public authority under Section 6(3) of the RTI Act-2005.



(Dr. Bipin Behari)

Secretary, DJB and Nodal Officer (RTI)

EDP
DIARY No. 1687
DATE 15/11/18