

NAGALAND INFORMATION COMMISSION
OLD SECRETARIAT COMPLEX,
POST BOX NO. 148
NAGALAND
KOHIMA – 797001

No. NIC/Compln-8/2007

Dated Kohima, the 12th September, 2007

APPELLANT : **Shri Helie Rupreo**
Lower Bayavü, Kohima.

RESPONDENT : Department of School Education (SCERT)
PUBLIC AUTHORITY : Government of Nagaland, Kohima.

Dated of Appearance to show cause : 3.8.2007

Present - 1. Appellate Party
2. Shri . Murohu Chotso,
PIO and Deputy Secretary,
Department of Education (SCERT)
Nagaland, Kohima.

Date of Order : **12.9.2007**

The Commission in its Decision Notice dated 17.7.2007 had directed the PIO, Shri Murohu Chotso to appear before the Commission on 3.8.2007 to show cause as to why he should not pay a penalty of Rs. 250/- per day for each day of delay subject to a maximum of Rs. 25,000/-

Shri Murohu Chotso appeared and submitted in writing and orally that there was no Public Information Officer for (SCERT) in the Department since the last designated PIO Shri L. Limsong retired from Service on 28.2.2005. He informed that he was entrusted to look after the works relating to SCERT in the Department but was designated as PIO (SCERT) on 13.7.2007 only. On receipt of the RTI application in the Department, he had asked the Director, SCERT to furnish the requisite information, which on receipt on 18.5.2007, was communicated to the applicant on 5.6.2007. He therefore submitted that penalty may not be imposed on him.

The Commission, however, in view of the submissions made by the PIO, consider it necessary to have the following informations before further orders are passed.

1. The PIO was directed to furnish the information sought to the appellant, free of cost, within ten working days from the date of decision on 17.7.2007 and report compliance. The Compliance report has not been received till date. Public Information Officer will submit compliance report within 10 (ten) working days from date of issue of this order.
2. The PIO is directed to intimate to the Commission whether the mechanism has been set up and Office sensitized for dealing with RTI Applications in the Department, within 10 working days.
3. The Commission like to know from the Secretary, Education Department, Nagaland the reason as to why none of the available Officers in the Department was designated as PIO (SCERT) for so long, particularly after the RTI application was received, within 10 working days.

Pronounced in open proceedings today 12th September, 2007.

Copies be given to

1. The Parties.
2. The Secretary to Government, Department of Education, Nagaland, Kohima.
3. The Principal Secretary to Government, Education Department, Nagaland, Kohima.

Sd/-

P. TALITEMJEN AO

Chief Information Commissioner,
Nagaland.

Sd/-

REV. DR. W. PONGSING KONYAK
State Information Commissioner,
Nagaland.

Sd/-

DR. KUHOI K ZHIMOMI
State Information Commissioner,
Nagaland.

Authenticated

(**ADINO**)

Sr. P.S. to Chief Information Commissioner,
Nagaland