

**DELHI DEVELOPMENT AUTHORITY**

No: RTI/AA/Dir.(Fin.)/DDA/2016-17/1236/D-64

Dated : 23/8/16

To,

Shri Pramod,  
RZ-968, Gali No. 7,  
Mohan Block,  
West Sagarpur,  
New Delhi-110046.

Sub:-Information / documents sought under RTI Act 2005.

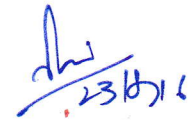
Please refer to your letter dated 20.6.2016 (received in this office on 28.7.2016) vide which you have filed 1<sup>st</sup> Appeal in respect of your RTI application bearing ID No. 1812 dated 17.6.2016, stating therein that you are not satisfied with the reply given to you by the PIO.

Now please find enclosed herewith a copy of the reply given by the Accounts Officer (F&E)/DDA vide letter No. FE.98(34)2015/DDA/Part File/489 dated 22.08.2016 which is comprehensive and self-explanatory.

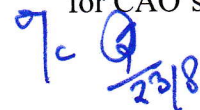
Your 1<sup>st</sup> Appeal is now disposed off.

If you are not satisfied with this reply, 2<sup>nd</sup> Appeal can be made within 90 days to the C.I.C, IInd Floor, August Kranti Marg, Bhikaji Kama Place, New Delhi.

Encl.: As above



(S.K. MINOCHA)  
Director (Finance)  
(Retired) Consultant  
First Appellate Authority  
for CAO's Wing



N.O.O.

Copy to:-

- 1) Director (System) for posting at DDA's website.



Director (Finance)  
(Retired) Consultant  
First Appellate Authority  
for CAO's Wing



To

The Director (Finance)/(Retd.) Consultant,  
Delhi Development Authority,  
New Delhi.

**Sub:- Information/Documents sought under RTI Act, 2005.**

This has reference to your letter No. RTI/AA/Dir.(Fin.)/DDA/2016-17/1236/D-58 dated 27.07.2016. In this regard, the parawise reply is as under:-

S. No	Applicant's Question	Reply
1.	Please provide the all circulars FTA/FCA/MCA issued by DDA.	<p>As per RTI Act only such information can be supplied that is available and existing and is held by the Public Authority or is held under the control of Public Authority. The Public Information Officer is not supposed to create information that is not a part of record of Public Authority. The grant of FCA/FTA/MCA is an administrative matter. However, some orders/circulars in r/o grant of FCA/FTA/MCA were issued by this office on the recommendation of the Committee constituted for this purpose and approval of the Competent Authority.</p> <p>The copies of Circulars available with this Office whether issued by this office or by Pers. Deptt. have already been provided. The copy of Minutes though issued by OSD(P)/Director(Sports) vide No PA/F1(1)99/OSD(P)/DDA/10 dated 08.05.2001 yet available with this office is enclosed as requested.</p> <p>However, in case of requirement of other circulars, particular number and date may be mentioned in order to provide the same.</p>
2.	Copy of the agenda vide which FTA/FCA/MCA applicable in DDA.	This office has no such information. However, the date of meeting in which the said agenda was placed before the meeting may be intimated in order to locate and provide the same.
3.	Whether FCA/MCA linked with Car Loan. If yes, please provide the copy of order issued by the DDA.	<p>The RTI Act does not require the Public Information Officer to deduce some conclusion from the 'material' and supply the 'conclusion' so deduced to the applicant. The PIO is required to supply the 'material' in the form as held by the Public Authority and is not required to do research on behalf of the citizen to deduce anything from the material and then supply it to him.</p> <p>A Public Authority is also not required to furnish information which require drawing or inference and/or making of</p>

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		<p>assumptions. It is also not required to provide 'advice' or 'opinion' to an applicant, nor required to obtain and furnish any 'opinion' or 'advice' to an applicant.</p>
4.	<p>Whether A.E. (C) is eligible for MCA. If yes, please mention the conditions/eligibility criteria along with documentary proof.</p>	<p>The definition of information cannot include within its fold answers to the question "why which would be same thing as asking the reason for a justification for a particular thing. The public information authorities cannot expect to communicate to the citizen the reason why a certain thing was done or not done in the sense of a justification because the citizen makes a requisition about information. Justifications are matter within the domain of adjudicating authorities and cannot properly be classified as information.</p> <p>A Public Authority is also not required to furnish information which require drawing or inference and/or making of assumptions. It is also not required to provide 'advice' or 'opinion' to an applicant, nor required to obtain and furnish any 'opinion' or 'advice' to an applicant.</p>
5.	<p>Whether FTA/FCA/MCA linked with DoPT Rules. If yes, please provide the copy of circulars/orders issued by the DDA.</p>	<p>The definition of information cannot include within its fold answers to the question "why which would be same thing as asking the reason for a justification for a particular thing. The public information authorities cannot expect to communicate to the citizen the reason why a certain thing was done or not done in the sense of a justification because the citizen makes a requisition about information. Justifications are matter within the domain of adjudicating authorities and cannot properly be classified as information.</p> <p>A Public Authority is also not required to furnish information which require drawing or inference and/or making of assumptions. It is also not required to provide 'advice' or 'opinion' to an applicant, nor required to obtain and furnish any 'opinion' or 'advice' to an applicant.</p> <p>The RTI Act does not require the PIO to deduce some conclusion from 'material' and supply the 'conclusion' so deduce to the applicant.</p>

दिल्ली विकास प्राधिकरण  
(वित्त एवं व्यय विभाग)  
संख्या/No. 789  
दिनांक 9.5.01

DELHI DEVELOPMENT AUTHORITY

No.PA/F1(1)99/OSD(P)/DDA / 10

May 8, 2001

Minutes of the meeting of the Committee constituted to examine FCA/FTA to left out categories.

A meeting of the Committee constituted to examine FCA/FTA to left out categories was chaired by the Finance Member, DDA, on 3.5.2001. The following members of Committee attended the meeting:-

- 1) Sh. K.P. Lakshmana. Rao : Chairman  
Finance Member
- 2) Sh. R. Chauhan, : Member  
Chief Accounts Officer
- 3) Sh. Ravindera, : Member  
Chief Engineering (HQ) ( in place of Dir.(Works)

Shri V.M. Bansal, Commr.-cum-Secretary (Member Secretary) and Sh. Sharda Prasad, Commissioner (LD) could not attend the meeting as they were on leave.

The following officers also attended the meeting:-

- 1) Sh. Arvind Kumar,  
Commissioner (Personnel)
- 2) Sh. B.S.Bharti,  
Sr. Accounts Officer (F&E)
- 3) Sh. D.Sarkar,  
OSD(Personnel)

Handwritten signatures and dates:  
Sh. Mahipal  
10/5

1. In the last meeting held on 16.2.2001, it was desired that a sub committee under Chief Accounts Officer be formed to study the recommendations of the 5<sup>th</sup> Central Pay Commission regarding payment of FCA/FTA. The report of the sub committee was placed during the meeting. The sub committee in its report has also indicated the rates of FCA payable to Government Servants w.e.f. 1.8.1997 as per the requirement of average monthly travel on official duty (in kilometers)

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both for journeys by own motor car and for journeys for other modes of conveyance. Besides, Transport Allowance at various rates depending on classification of cities is also payable to Government Servants as per recommendations of the Pay Commission w.e.f. 1.8.1997, (copy of the report of the sub-committee is annexed).

- 2) The employees of DDA are also paid both these allowances i.e. FTA/FCA. However, DDA, employees have been classified into four categories for payment of FCA and only these categories receive FCA. Whereas according to the report of the sub committee the Government of India has clearly laid down certain specific criteria with regard to average monthly travel on official duty for payment of FCA, there is no such specific criteria for the various categories of employees of DDA who are being paid FCA. The Committee, therefore, desired that the norms being followed by CPWD should be ascertained and placed before the next meeting.
- 3) The basic brief of the Committee is to examine the requirement for payment of FCA/FTA to left out categories and for those categories for which upgradation may be required. The Committee felt that since it now has ascertained the Govt. of India criteria for payment of these allowances, the CPWD criteria may be ascertained for a bench mark so that the issue regarding adopting Govt. of India's guidelines in DDA can be examined.
- 4) Next meeting of the Committee will be convened as soon as the criteria for payment of these allowances from CPWD are ascertained.

Encl: Copy of Sub Committee Report

OSD(P) / ~~(D. Sarkar)~~  
Director (Sports)  
8.5.2001

Copy to:-

- 1) P.S. to F.M., DDA, for kind information of the latter;
- 2) Commissioner (LD), DDA;
- 3) Commissioner (Personnel), DDA;
- 4) Commr.-cum-Secretary, DDA;
- 5) Chief Engineer (HQ), DDA;
- 6) Chief Accounts Officer, DDA;
- 7) Director (Nazarat), DDA;
- 8) Sr. A.O. (F&E), DDA;
- 9) OSD(Personnel), DDA