

GOVERNMENT OF KERALA
General Administration (Co-ordination) Department

NOTIFICATION

No. 11259/Cdn.5/2006/GAD. Dated, Thiruvananthapuram, 9th May, 2006.

S.R.O. No. 385/2006.- In exercise of the powers conferred by sub-section (1) and clauses (b) and (c) of sub-section (2) of section 27 of the Right to Information Act, 2005 (Central Act 22 of 2005), the Government of Kerala hereby make the following rules, namely :-

1. *Short title and commencement* .- (1) These rules may be called the Kerala Right to Information (Regulation of Fee and Cost) Rules, 2006.
 - (2) They shall come into force at once.
2. *Definitions* .- (1) In these rules, unless the context otherwise requires,—
 - (a) 'Act' means the Right to Information Act, 2005 (Central Act 22 of 2005);
 - (b) 'Commission' means the Kerala State Information Commission constituted under sub-section (1) of section 15 of the Act ;
 - (c) 'section' means section of the Act.
 - (2) All other words and expressions used in these Rules but not defined and defined in the Act shall have meanings, respectively, assigned to them in the Act.
3. *Procedure for seeking information* .- (1) A request for obtaining information under sub-section (1) of section 6 of the Act shall be made to the concerned State Public Information Officer or through the State Assistant Public Information Officer, as the case may be, accompanied by an application fee of rupees ten.
 - (2) The application fee shall be paid in any of the following manners, namely :-
 - (a) By affixing Court fee Stamp ; or
 - (b) by remitting the amount in the Government Treasury, under the head of account "0070 other administrative services-60 other services-800 other receipts-42 other items", or

(.....2)

(c) by cash remittance against proper receipt in the office of the State Public Information Officer/State Assistant Public Information Officer, as the case may be ; or

(d) by demand draft/bankers' cheque/pay order payable to the State Public Information Officer/State Assistant Public Information Officer.

(3) An application under sub-rule (1) may specify, as far as possible, the particulars mentioned in the Form appended to these rules.

4. *Fee for providing information.*- (1) For providing information under sub-section (1) of section 7, the fee shall be charged at the following rates, namely :-

- (a) rupees two for each page in 'A4' size paper ;
- (b) actual charge or cost price of the copy in larger size paper ;
- (c) actual cost or price for samples or models, maps, plans etc.; and
- (d) for inspection of records, no fee for the first hour ; and a fee or rupees ten for every subsequent thirty minutes or fraction thereof.

(2) For providing information under sub-section (5) of section 7, the fee shall be charged at the following rates, namely :-

- (a) for information provided in diskette or floppy or CD or any other electronic mode, rupees fifty (for each) ; and
- (b) for information provided in printed form, rupees two for each page or the actual price fixed for such publication.

(3) The fee specified in sub-rules (1) and (2), shall be collected by way of cash against proper receipt or by remitting the amount in the Treasury under the head of account " 0070 other administrative services-60 other services-800 other receipts-42 other items " or by demand draft, or bankers' cheque or pay order payable to the concerned State Public Information Officer.

(4) Notwithstanding anything contained in sub-rules (1) and (2), no fee shall be charged from the person who are below poverty line as may be determined by the Competent Authority. Such persons shall produce valid certificate along with the application proving that they belong to the category of below poverty line.

(.....3)

5. *Remittance of fee by way of demand draft etc.*- Every demand draft, bankers' cheque or pay order mentioned in rule 3 or rule 4 shall be taken in favour of the State Public Information Officer/Assistant Public Information Officer in their official designation and every demand draft shall be drawn in such a way that the same shall be encashed at the branches of any Nationalised Bank/Scheduled Bank situated near the Office of the State Public Information Officer/State Assistant Public Information Officer.

Appendix

FORM
(see rule 3)

(Application to be submitted for information under
Right to Information Act, 2005)

To

The State Public Information Officer
(Name of Office/Institution with address)

- (1) Full name of the applicant :
- (2) Address :
- (3) Particulars of information required
(Specify the category of subject also) :
- (4) Year to which the information pertains :
- (5) Other relevant reference, if any :

Signature of the Applicant

Place :
Date :

By order of the Governor,
E.K. BHARAT BHUSHAN,
Principal Secretary to Government.

(.....4)

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

In accordance with section 15 of the Right to Information Act, 2005, the State Government have constituted the Kerala State Information Commission with its Headquarters at Thiruvananthapuram. Section 27 of the Act empowers the State Government to make rules prescribing the rate of fee, for providing information to the Citizen. Accordingly, Government have decided to prescribe the rate of fee to be charged from the Citizens, for providing information under the Act.

This notification is intended to achieve the above object.