

COPY

D.O.No.A.14017/-2/2001-E.II
MINISTER OF
HUMAN RESOURCE DEVELOPMENT
INDIA
NEW DELHI-110 001

DR.MURLI MANOHAR JOSHI

25 JUL. 2001

Dear Prof. Vora,

I am writing to impress upon you the urgency of implementing the reservation policy of the Government for SCs and STs with an ultimate objective of raising their status in society.

Time and again, the National Commission for SCs and STs has been bringing to our notice the inadequate representation of candidates belonging to SCs and STs both in regard to admission as well as in appointments in the educational institutions. This ministry has also taken up with the State Governments to ensure due representation of SCs and STs. However, the available data reveals a far from satisfactory state of affairs.

In the circumstances, I seek your intervention to write to all concerned with a view to ensuring that the Reservation Policy of the Government is speedily and fully executed and wherever backlog vacancies for SCs and STs exist, these should be filled up by appointing candidates belonging to these categories in a time bound manner.

I shall be grateful for ^a line in confirmation in this regard.

With regards,

Yours sincerely,

Sd/-

(MURLI MANOHAR JOSHI)

Prof S.B.Vora,
Vice-Chancellor,
Gujarat University,
P.B.No. 4010,
Navrangpura,
Ahmedabad-380 009.

J.23.10



A. G. Joshi
I/C Principal
A. G. TEACHERS COLLEGE, CTE,
AHMEDABAD

GUJARAT UNIVERSITY

AHMEDABAD CENTRE

(With effect from Academic Year 1986-97)

Ordinance-120 (B)(IX)

Every college in the faculties of the Arts, Science, Commerce, Education and law, out of the total seats available in the first year of the college, shall at least reserve seats as under:-

- | | | |
|----|---|-----|
| 1) | Scheduled Castes | 7% |
| 2) | Scheduled Tribes (Including Garudi Caste) | 13% |
| 3) | Socially and Educationally Backward Classes/Widows/Orphan Children. | 27% |

a) The college shall admit the students belonging to the categories concerned on these reserve seats on the basis of the interest marks obtained by them. The reservation of the seats shall be exclusive of those students of these categories, who might get admission on open merit as per the normal standards, if any, laid by the College/ University.

b) The College shall give and accept admission forms to the students of these reserve categories during 10 days from the result of the qualifying examination on the basis of which admission is given.

c) At the initial stage, the students belonging to SC/ST/SEBC categories shall be given admissions on the basis of the caste certificates produced by them.

...2/-



A. G. Prasad
I/C Principal
A. G. TEACHERS COLLEGE, CTE,
AHMEDABAD

- d) The students desiring admissions under SC/ST categories shall have to produce B. C. card exempting from tuition fees, etc. from the Social Welfare Department within 10 days from the date of admission. If they fail to produce B.C. Card within 10 days from the date of admission, either they shall have to pay full tuition and other fees or their admission from the college shall be liable to be cancelled.
- e) The students desiring admission under Socially and Educationally Backward Classes (SEBC) category shall have to bring a certificate from the competent authority as prescribed by the Government of Gujarat within 10 days from the date of admission that they are not included in the "Creamy layer". If such certificate is not produced within said 10 days, their admissions under reserve category shall be liable to be cancelled and they shall be treated at par with the students of General (Open) category.
- f) The benefits of reservations shall be available to only those students who originally belong to the state of Gujarat.
- g) After 10 days from the date of start of admissions, if the seats remain vacant after giving admission to all the applications belonging to the above mentioned categories, it shall be competent for the principal of the college to fill in these vacancies with prior permission of the Vice-Chancellor.

The above provisions shall be applicable mutatis mutandis to the under graduate/graduate level courses run by the university.



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I/C Principal
G. TEACHERS COLLEGE, CTE,
AHMEDABAD

Ten percent reservation in favour of
Economically Weaker Sections in
Gujarat State.

Government of Gujarat
Social Justice & Empowerment Department.
Resolution No.EWS/122019/45903/A
Sachivalaya, Gandhinagar
Dt.23/01/2019

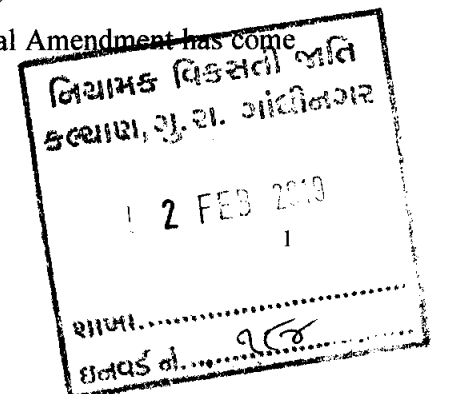
Read :

- (1) The Constitution (One Hundred and Third Amendment) Act-2019.
- (2) Government of India, Ministry of Human Resource Development, Deptt. of Higher Education, OM No. F. No. 12-4/2019-U1, dt. 17/01/2019
- (3) Government of India, Ministry of Personnel, Public Grievances and Pensions, Deptt. of Personnel and Training, OM No. F.No.-36039/1/2019-Estt.(Res.) dt.19/01/2019.

Preamble

Whereas at present under Articles-15 and 16, Scheduled Castes, Scheduled Tribes and Socially and Educationally Backward Classes/Other Backward Classes are availing the constitutional benefit of reservation in the admission to the educational institutions, including private educational institutions, whether aided or unaided, and reservation in the civil posts and services also under the Gujarat State in the ratio of 7% for Scheduled Castes, 15% for Scheduled Tribes and 27% for Socially and Educationally Backward Classes / Other Backward Classes.

And Whereas Parliament of India, vide the Constitution (One Hundred and Third Amendment) Act-2019, has amended the Articles-15 and, 16 and provisions have been made for reservation in admission in educational institutions and appointments in civil posts and services under State in favour of Economically Weaker Sections of citizens in addition to the existing categories such as Scheduled Castes, Scheduled Tribes and Socially and Educationally Backward Classes. This Constitutional Amendment has come into force with effect from dt. 14/1/2019.



And therefore now Gujarat State is empowered under Part-III of the Constitution of India to make special provisions for reservations in favour of persons who are not covered under the existing scheme of reservation for Scheduled Castes, Scheduled Tribes and Socially and Educationally Backward Classes, hence the following resolution is passed.

Resolution

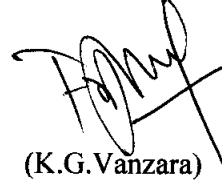
1. There shall be 10% reservation in favour of Economically Weaker Sections(EWSs) of citizens / persons who are not covered under the existing scheme of reservation for Scheduled Castes, Scheduled Tribes and Socially and Educationally Backward Classes, in the admissions to the educational institutions, including private educational institutions, whether aided or unaided, as prevalent at present, and in the appointments in civil posts and services under the State of Gujarat. This reservation in educational institutions would not apply to the minority educational institutions referred to in clause (1) of Article-30 of the Constitution of India.
2. This 10% reservation shall be in addition to the existing reservation of 7%, 15% and 27% respectively for Scheduled Castes, Scheduled Tribes, and Socially and Educationally Backward Classes.
3. The eligibility criteria for identification of the Economically Weaker Sections of the citizens/persons shall be as under :

Persons whose annual family income is less than Rs. 8.00 lakhs are to be identified as EWSs. Family, for this purpose, will include the person who seeks benefit of reservation, his/her parents and siblings below the age of 18 years as also his/her spouse and children below the age of 18 years. The income shall include income from all sources i.e. salary, agriculture, business, profession etc. and it will be income for the financial year prior to the year of application.
4. Certificates for eligibility for reservation in favour of Economically Weaker Sections of citizens shall be in the format as prescribed. Competent authorities to issue such certificates for the reservation under the State Government shall be as under :
 - (1) District Magistrate/Additional District Magistrate/Collector/Additional Collector/Dy. Collector / Asst. Collector

- (2) Revenue officers not below the rank of the Mamlatdar / Tehsildar
 - (3) Taluka Vikas Adhikari (TDO)
 - (4) District Dy. Director, (Developing Caste Welfare) / Social Welfare Officer (Developing Caste Welfare)
 - (5) It is clarified here that, for the reservation under Central Government the Competent authorities for issuing Certificates for eligibility shall be Officers not below the rank of Tehsildar/Mamlatdar.
5. When eligibility certificate in favour of Economically Weaker Sections of citizens is denied by the certificate issuing authority or when such certificate is found to be issued wrongly, the appellate authorities and procedure shall be as under :
- (1) Where the decision is taken by the Mamlatdar /Tehsildar/ Taluka Development Officer / Dy. Director (Developing Caste Welfare)/ Social Welfare Officer (Developing Caste Welfare), the appellate authority shall be the Prant Officer / Dy. Collector / Asst. Collector.
 - (2) Where the decision is taken by the Additional Collector/Prant Officer / Dy. Collector / Asst.Collector, the Appellate authority shall be Collector.
 - (3) Where the decision is taken by the Collector, the appellate authority shall be the State Level Scrutiny Committee.
 - (4) The appellate authorities shall dispose the appeals before them as far as possible within 30 days from the receipt of such appeals.
 - (5) The record being created while issuing the eligibility certificates and disposing the appeals shall be maintained permanently.
6. This 10% reservation policy introduced by Gujarat State shall be applicable for the admissions and appointments under Gujarat State and shall be available to the original inhabitant of Gujarat State i.e. those who have been permanently settled in Gujarat State on or prior to 1-4-1978.
7. Thirty three percent of posts from within 10% quota shall be further sub-reserved for women belonging to the same Economically Weaker Sections.
8. This resolution has come into force with effect from Dt.14-01-2019. General Administrative Department and other concerned nodal administrative departments such as Education Department, Health and Family Welfare Department etc. shall have to issue necessary further detailed resolutions, orders and circulars to facilitate the implementation of this policy of 10% reservation, while keeping in mind, where it is required, the guidelines issued by Government of India

9. This resolution is issued with the concurrence of General Administrative Department vide its note Dt. 23.01.2019

By order and in the name of Governor of Gujarat.



(K.G. Vanzara)

Additional Secretary

Social Justice and Empowerment Deptt.

No. VJK/GEN/2018-19/ 1116
Directorate of Developing Caste Welfare.
Block No. 4/3, Dr. Jivraj Mehta Bhavan
Gujarat State, Gandhinagar.
EMAIL: jtd-dcw@gujarat.gov.in
Dated :4/2/2019

Copy to CC for necessary action :-

1. All Deputy Director / Branch Officer/ all branches, Head Office, Gandhinagar.
2. All District Deputy Director (D.C.)/
District Social Welfare Officer (D.C.)



Joint Director
Developing Caste Welfare Dept.
Gujarat State, Gandhinagar.