

RTI ACT KAIHHRUAINA (Manual)

BUNG - 1

INFORMATION DIL CHUNGCHANGA HRIAT TUR TLANGPUITE:

1. India khua leh tui (Indian Citizen) tu pawhin, thil hriatchian duh hriat theihna chanvo an nei vek a ni.

[Section 3 of the RTI Act, 2005]

2. RTI Act, 2005 hnuaia diltu reng rengin, a khawihthu Department dik tak SPIO hnenah dilna chu thehluh \hin tur a ni a, dilna theh luh hmain thil hriat duh chu eng Department chan chhunga mi nge a nih hriat chian phawt tur a ni.

[Guide Book on RTI Act, 2005]

3. RTI Act, 2005 hnuaiah Information dilna form siam hran a ni lo va, lehkha pheik (plain paper)-in dilna hi thehluh theih a ni. Mahse, diltu address leh biak pawh theihna telephone/mobile number chiang taka ziah lan tur a ni.

[Guide Book on RTI Act, 2005]

4. Information Dilna chu English-in emaw, Hindi-in emaw, dilna hmuna \awng tlanglawn ber hmangin emaw, ziakin emaw, electronic hmanraw hmangin emaw thehluh tur a ni.

[Section 6(1) of the RTI Act, 2005]

5. Information dilnaah chiang tak a thil hriat duh chu ziakin **State Public Information Officer (SPIO)**-ah emaw, **SPIO** a awm loh chuan **State Assistant Public Information Officer (SAPIO)**-ah emaw thehluh tur a ni. Hemi dilna thehluh copy hi mahni pawhin kawh \hat ve thlap tur a ni.

[Section 6(1)(a)(b) of the RTI Act, 2005]

6. Information dilna man (**Application fee**) hi **Rs.10/-** a ni a; *pawisa fai, Indian Postal Order (IPO), Bankers Cheque, Demand Draft, Treasury Challan* hmangin emaw fee hi a pek theih vek a ni. Dilna theh luhna SPIO hnen a\angin **Receipt** lak \hin tur a ni. Application fee tel lo dilna chu dilna tlingah pawm a ni lo.

[Rule.3(1)(2) of the Mizoram RTI Rules, 2010]

7. Diltu chu **Below Poverty Line (BPL) Certificate** nei a nih a, a thil hriatchian duh chu BPL kaihnawih lam thil a nih bawh chuan Application Fee hi a pek a ngai ve lo va. Mahse, a dilnaah chuan BPL Certificate certified photo copy thil tel tur a ni. Hemi certified copy tel lo chuan dilna kha dilna tlingah ngaih a ni lo.

[Provisio of Section 7(5) of the RTI Act, 2005]

[Rule 6(a) of the Mizoram RTI Rules, 2010]

8. Information diltu chuan a dil chhan emaw, a mimal chanchin emaw a dilnaah chuan tihlan a ngai kher lo.

[Section 6(2) of the RTI Act, 2005]

9. Dilna hi mahni kalin emaw, mahni kal kher lo pawhin, midang thawnin emaw, daka thawnin emaw address kim chang leh biak pawh theihna chiang taka ziakin a thehluk theih a ni.

[Guide Book on RTI Act, 2005]

10. Pawl (Association/Corporation/Company, etc) hminga information dil hi a rem lo. A chhan chu RTI Act, 2005 hnuaiah chuan **information** hi Indian Citizen-te hnenah chauh pek tur a ni a Pawl/Association ang chite hi *legal entities/persons* ni mah se, citizens an ni lo a ni.

[Guide Book on RTI Act, 2005]

11. Dilna thehluk ni a\anga chhiar let a kum 20 chhung a thil thleng chu dil theih a ni.

[Section 8(3) of the RTI Act, 2005]

12. Information dil reng rengin, subject hrang hrang dilna pakhatah ziah \euh tur a ni lo va. Dilna pakhatah subject pakhat chauh zel ziah tur a ni. Chumi awmzia chu subject hrang hrang dil duh chuan dilna hrang zel a siam tur tihna a ni.

[Guide Book on RTI Act, 2005]

13. Application Fee pek bakah information dil chhuah duh kha, a copy siam ngaite a nih chuan, copy siam man a hran a pek leh a ngai tih hriat tur a ni.

[Guide Book on RTI Act, 2005]

14. Information duh chu hun tiam chhung a SPIO-in a pek lohin emaw, SPIO-in chhanna a pekah diltu a lungawi lohin emaw, DAA-ah hun tiam chhungin First Appeal thehluk theih a ni a. Chumi hnuaah diltu chu a la lungawi loh chuan emaw, DAA-in hun ruat chhunga thuremna a siam loh emaw chuan, Mizoram Information Commission-ah Second Appeal thehluk leh theih a ni.

[Section 19(1)&(3) of the RTI Act, 2005]

15. SPIO ruat a nih loh vang a dilna thehluh theih loh a nihin emaw, SAPIO-in dilna a dawn duh loh in emaw, zualkona SPIO-ah emaw, DAA-ah emaw thaw (forward) duh loh a nih vang emaw, RTI Act hnuia information dilna hnial a nihin emaw, hun ruat chung a ngaihvenna lam hmuh tur a awm loh emaw, Fee pek chungchangah dik taw lo awm ni a hriat a nihin emaw, diltuin information kim lo pek nia a inhriat vang emaw, mi hruai dik lo thei zawnga information pek ni a a hriatin emaw, chhanna dik lo pe ni a a inhriat emaw chuan State Information Commission-ah Complaint a thehlut thei a ni.

[Guide Book on RTI Act, 2005]

16. Pawl ho Companies/Societies/Associations hming a information dil chu RTI Act hnuiaah pek theih a ni lo.

[Decision No.CIC/WB/A/2006/00590, 639, 677, 754 to 758 dt.16.5.2009]

17. Zirlai emaw, Exam chi hrang hrang beitu (Candidate)-te'n an chhanna (answer-books) chu an duh chuan an en thei a; a certified copy pawh an dil chhuak thei a ni. Amaherawhchu, ennawn leh (re-evaluate) erawh chu RTI Act-in a huam chungah mi a ni lo.

[Supreme Court Judgement dt.09.08.2011 vide Civil Appeal No.6454 of 2011]

Bung 2

DEPARTMENTAL APPELLATE AUTHORITY (DAA) / STATE PUBLIC INFORMATION OFFICER (SPIO) /

STATE ASSISTANT PUBLIC INFORMATION OFFICER (SAPIO) TE HRIAT TUR TLANGPUI:

1. RTI Act, 2005 hnuiaah chuan SPIO-te hi a kul a tai a \ang leh, a tak tak a khua leh tui (citizen)-te hnen a an chanvo siamsak a, information an duhte pe theitu an ni. RTI Act hian SPIO-te hi an tih tur fel takin a siamsak a, chumi rual chuan an tih tur an tih dik loh emaw chuan an chungah hremna lek theih a ni baw a ni. Hemi avang hian fimkhur tak leh dik tak a an tih turte an tih theih nan RTI Act hi an zir chian a ngai em em bik a ni.

[Guide Book on RTI Act, 2005]

2. Departmental Appellate Authority (DAA) te, State Public Information Officer (SPIO) te, State Assistant Public Information Officer (SAPIO) te hi Quasi-Judicial Power pek an ni a. An chung lama mi phalna la kher lovin information pek chhuah leh pek chhuah loh chungchangah thu tlukna an siam thei a ni. SAPIO-te erawh hi chu information pe tur a beisei an ni lo.

[Govt. of Mizoram's Circular No.F.13011/11/2005-IPR dt.22.06.2006] [Guide Book on RTI Act, 2005]

3. Thil duh chu pek theih chi a nih a, diltuin information fee a pek bawh chuan, hun ruat chhungin SPIO chuan ziakin emaw, electronic format hmangin emaw a diltuin a duh dan zawk zawkin pek tur a ni a; thil hriat duh thu leh hla erawh chu tih danglam loh tur a ni.

[Section 7(5) of the RTI Act, 2005]

4. Information pek a nihin emaw, pek theih loh a nih pawhin, information diltu chu **Appeal theihna** (Appellate Authority) te, **Appeal theih hun chhung** te leh **Appeal Fee** chawi ngai zat te hrih nghal tur a ni.

5. RTI Act hnuaia information dilna chu midang (**third party**) khawih tel thil a nih chuan, SPIO-in information pek theih a nih leh nih loh a ngaihtuah phawt ang a. Pek theih ni a a hriat chuan, dilna a dawn a\anga **ni 5** chhungin **third party** kha amah khawih tel information pek a remtih leh remtih loh **ni 10** chhunga hrih turin a hriattir ang. Chumi hnuaia third party remtihna emaw, remtih lohna emaw kha ngaihtuah telin, **ni 40** chhungin a diltu hnenah chhanna SPIO-in a pe tur a ni.

Amaherawhchu, sumdawna thuruk, **danin** a humhimsakte a nih ngawt loh chuan, mipui tan a \hat zawkna tur (public interest)-in, **third party** tan a thil pawh awm theite a buk rih zawk chuan, pek chhuah tur a ni. SPIO thurel copy chu third party pawh pek ve tur a ni a, Appeal theih a ni tih hriattir bawh tur a ni.

[Section 11.(1)(2)(3)&(4) of the RTI Act, 2005]

6. Information duh chu thuneitu dang enkawl chhunga mi a nih chuan emaw, thuneitu dang enkawl chhunga mi nen a inlaichin hnai zawk a nih chuan, SPIO-in a concerned Department-ah information diltuin **fee** a lo pek tawhna original copy thil telin emaw, a diltuin Fee a pe tawh a ni tih hriattirin emaw, **ni 5 chhungin** a thawn tur a ni a. Information diltu pawh thuneitu dang hnenah thawn a ni tih ziakin a hrih hre ve tur a ni bawh.

[Section 6(3)(i)(ii) of the RTI Act, 2005]

7. Information dil chu a \hen SPIO-in a pek theih a nih a, a \hen a pek theih loh thuneitu dang enkawl chhunga mi a nih chuan, SPIO-in a pek theih chin zawng chu hun bituk chhungin a pe mai ang a. A pek theih loh chin zawng chu a copy siam chhuakin thuneitu dang, a pe theitu tur hnenah **ni 5** chhungin a thawn ang a, thuneitu dang hnenah thawn a nih thu information diltu hnenah a hrih ve tur a ni.

[Guide Book on RTI Act, 2005]

8. Information duh chu a nihna ang angin SPIO-te'n an pe mai tur a ni a. An tidanglam tur a ni lo va, an hrihfiah kual tur a ni bawh hek lo. Information diltuin harsatna a neihte sutkiansak tumen an ti tur a ni lo va (not try to solve the problems raised by

the applicant), chhuizawn a zawhna awm theite chhanna pek (to furnish replies to hypothetical questions)-te an ti tur a ni lo.

[Section 7(9) of the RTI Act, 2005]

9. Jul bik a awm a nih chuan SPIO khan officer dang \anpuina a ngen thei a. Chuti ang a nih chuan \anpui tura ngen officer khan SPIO thuneihna leh mawhpurhnate a phurin a ti tur a ni.

[Section 5(4) of the RTI Act, 2005]

10. Information diltu chu ziaka a dil thei lo a nih chuan a dilna kha ziaka siam turin SPIO-in \anpui tur a ni a. Mit \ha lo, bengchhet, tawngthei lo emaw a nih chuan, SPIO-in a \ul dan ang angin puih tur a ni.

[Section 5(3); Provisio of Section 6(1)(b) & Section 7(4) of the RTI Act, 2005]

11. SPIO-ten State Information Commission-ah Annual Report pek \hin tur a ni a. Annual Report Form chu Department tinah sem a ni.

[Guide Book on RTI Act, 2005]

12. Commission thu hi thu tawp a ni a, SPIO-te'n an zawm ngei ngei tur a ni. Commission thuremna a lungawi lo tan zualko lehna dang a awm chuang lo. Amaherawhchu, Commission khan RTI DAN kalha thu tlukna a siam ni a SPIO-te'n an hria a nih chuan, High Court-ah Writ Petition hmangin an zualko thei a ni.

[Section 19(7) & Guide Book on RTI Act, 2005]

Bung 3

INFORMATION PEK HUN CHHUNG

[Furnishing of Information]

1. A tlangpuiin RTI Act, 2005 hnuaiah chuan, SPIO-in dilna a dawnte chu ni 30 chhungin chhanna a pe tur a ni.

[Section 7(1) of the RTI Act, 2005]

2. Mahse, mi nunna leh zalenna khawih chungchang (if it concerns the life and liberty of a person) a nih chuan **darkar 48** chhungin SPIO-in chhanna pek tur a ni.

[Provisio of Section 7(1) of the RTI Act, 2005]

3. SPIO-in hun bituk chhunga thil hriat duh chhanna a pek loh chuan, information pe duh lo anga ngaih a ni a, a free-in thil hriat duhte chu a pe tur a ni.

[Section 7(2)&(6) of the RTI Act, 2005]

4. State Assistant Public Information Officer (**SAPIO**) hnenah dilna thehluh a nih chuan, SAPIO chuan dilna chu **ni 5** chhungin SPIO hnenah thawn tur a ni a, SPIO chuan diltu hnenah **ni 35** chhungin chhanna ziakin a pe tur a ni.

5. Information duh chu mi dang (**Third Party**) khawih tel thil a nih chuan, dil ni a\anga **ni 40** chhungin SPIO-in chhanna a pe tur a ni.

[Section 11(3) of the RTI Act, 2005]

6. Human right bawhchhia a puhna (**allegations of violation of human rights**) a nih chuan **ni 45** chhungin State Information Commission phalnain pek tur a ni a, Eirua puhna (**allegations of corruption**) a nih chuan **ni 30** chhunga chhanna pek tur a ni.

[Provisio of Section 24(4) of the RTI Act, 2005]

Bung 4

FEE PEK TUR LEH PEK NGAI ZAT TLANGPUITE

[Payment of Fees]

1. RTI Act, 2005 hnuaiah Information dilna man (**Application Fee**) hi **Rs.10/** a ni a, dilna thehluh rualin pek nghal tur a ni a, Receipt pawh lak \hin tur a ni.

[Rule 3(1) of the Mizoram RTI Rules, 2010]

2. Application fee leh supply fee-te hi Pawisa faiin emaw, treasury challan hmangin emaw, demand draft emaw, bankers' cheque emaw, Indian Postal Order hmangin emaw a concerned SPIO hnenah pek theih a ni.

[Rule 3(1) & Rule 4 of the Mizoram RTI Rules, 2010]

3. SPIO-in information chhanna a pek dawnin, copy siam ngai a awm chuan hetiang hian **Fee** lak tur a ni:-

Sl.No.	Particular of document	Cost of supply fee
1.	A-4 size emaw, A-3 size phek khat zelah	Re.1/- zel.
2.	A chung a tarlan aia lianah chuan	Actual charge or cost price.

3.	Samples or Models	Actual cost or price
4.	Inspection of records	Darkar khat chhung chu en man a awm lo phawt a. Hemi aia reiah chuan darkar khat zelah Rs.5/- chawi tur a ni.
5.	Soft Copy-a pek a nihin	Rs.30/- zel. C.D pakhat zelah
6.	Printed Form-a pek a nih chuan	Senso ngai zat ang ang.
7.	Photo Copy siam chhuah ngai a nih chuan phrek khatah	Re.1/- zel.

[Rule 4 (a to f) of the Mizoram RTI Rules, 2010]

4. SPIO-in hun bituk chhunga information a pek hman loh emaw, a pek duh loh emaw chuan a chung a fee-te khi chawi a ngai lo.

[Section 7(2) & (6) of the RTI Act, 2005]

[Rule 6(b) of the Mizoram RTI Rules, 2010]

5. Information pek chhuah tur chu tam tham deuh tak a nih a, Fee chawi ngai tur a tam viau dawn chuan, information diltu hnenah Fee pek belh ngai zat tur tlangpui chhut chhuah sak a, chu chu advance-a pe tura hriattir mai tur a ni.

[Guide Book]

6. Information Fee emaw, RTI Act hnuaia pawisa hmuhte chu a hnuaia Head of Accounts-ah hian Challan hmanga dahluh tur a ni a, Challan copy chu Mizoram Information Commission-ah thawn ve \hin tur a ni:

“0070 - Other Administrative Services,
60 - Other Services,
118 - Receipts under RTI Act, 2005”.
(01) - RTI
00 -
00 -

[Rule 5 of the Mizoram RTI Rules, 2010]

Bung 5

1. Zualko vawi khatna

[First Appeal]

Zualko theihna ground-te

- (i) Information dil chu hun bituk chhunga SPIO-in thuremna a siam lohin emaw;
- (ii) SPIO thuremnaah Information diltu a lungawi lohin emaw;
- (iii) Fee pek tur a tuk zatah diltu a lungawi lohin emaw.
- (iv) Third Party chu information pek chungchanga a lungawi lohin, Third party-in lungawi lohna a thehluk reng rengin, thutlukna siam a nih hma chuan information dil chu pek rih loh tur a ni.

[Guide Book on RTI Act, 2005]

ZUALKO VAWI I-NA THEH LUHNA TUR :

- (i) Zualko vawikhatna (First Appeal) chu chiang leh tawi fel tak a ziakin, a concerned Departmental Appellate Authority (DAA)-ah thehluk tur a ni.

[Section 19(1)(d) of RTI Act, 2005]

ZUALKO VAWI I-NA THEHLUH HUN CHHUNG

- (i) Thuremna dawn a\anga ni **30** chhungin thehluk tur a ni. Chhan leh vang \ha tawk a awm ni a DAA-in a hria a nih chuan ni 30 hnu lamah pawh thehluk theih a ni.

[Provisio of Section 19 of RTI Act.]

DOCUMENT THIL TEL NGAI TLANGPUITE:

- (a) Zualkona chhan Orders emaw, documents emaw Self attested true copy(s).
- (b) Zualko thei ni a inhriatna emaw inngahna Document copy. *[Copies of documents relied upon By the appellant and referred to in the appeal]*

[Rule 7(2) of the Mizoram RTI Rules, 2010]

ZUALKO VAWI I-NA CHINFEL HUN CHHUNG

(i) Departmental Appellate Authority chuan ni 30 chhungin appeal chu a chingfel tur a ni a. A theih loh chuan a chhan ziaka dahin ni 45 aia rei lovah chingfel tur a ni.

[Section 19(6) of the RTI Act, 2005]

(ii) DAA chuan SPIO leh diltu chu a thuremna copy chu a pe ve ve tur a ni. A thurem a lungawi lo an awm chuan State Information Commission-ah hun tiam chhungin Appeal theih a ni tih a tilang bawk tur a ni.

[Guide Book]

2. Zualko vawi hnihna

[Second Appeal]

ZUALKO THEIHNA GROUND-TE:

(i) Information diltu chu SPIO leh DAA thuremnaah a lungawi lohvin;

(ii) First Appeal thuremna DAA-in a siamah SPIO a lungawi loh chuan Second Appeal chu State Information Commission-ah a thehlut thei a ni.

(iii) SPIO thutluknaah third party a lungawi loh chuan DAA-ah First Appeal a thehlut thei a. Chuta a la lungawi loh zel chuan Second Appeal pawh State Information Commission-ah a thehlut thei a ni.

ZUALKO VAWI 2-NA THEH LUHNA TUR :

Zualko vawi hnihna (**Second Appeal**) chu chiang leh tawi fel taka ziakin, State Information Commission-ah thehluh tur a ni.

[Section 19(3) of the RTI Act, 2005]

ZUALKO VAWI 2-NA THEHLUH HUN CHHUNG

Thuremna siam ni emaw, a dawn a\anga ni 90 chhungin emaw thehluh tur a ni. Chhan leh vang \ha tawh a awm a nih chuan ni 90 hnu lamah pawh thehluh theih a ni.

[Provisio of Section 19(3) of RTI, Act.]

DOCUMENTS THIL TEL NGAITE

(i) SPIO/DAA thurel self attested copy;

(ii) Zualko thei ni a inhriatna emaw, inngahna Document copy. *[Copies of documents relied upon By the appellant and referred to in the appeal]*

(iii) SPIO/DAA thurela lehkhah dang, rorel thutlukna atana inngahnain thil dang sawi lan a neih chuan chu mi self attested copy chu.

(iv) Lehkhah dang, chu mi case-in a kaihnawihthe a awm chuan.

PENALTIES

SPIO-in Information pek chhuah chungchangah harsatna a siam tlat a, chu thil hriat chian duh chu RTI dana pek chhuah theih chi a nih bawh si chuan, Information Commission-in SPIO chu a chawitir thei a. Thupek a zawm loh ni a\anga chhiar \anin ni tin Rs. 250/- zel, Information a pek hma chuan a chawitir tur a ni. Mahse, a pawisa chawitir zawng zawng chu Rs. 25,000/- aini a tam tur a ni lo.

Tin, SPIO thuawih lo chungah service rules-in hremna dan a siam zul zuia hrem turin, Information Commission-in a Controlling Officer hnenah rawtna a thlen thei bawh a ni.

He Guide hi RTI Act chungchanga inkaihhraina tlangpui tarlanna a ni a; inngahnah ber atan chuan The RTI Act, 2005 leh The Mizoram RTI Rules, 2010-te hman tur a

ni. [Section 20(1)(2) of the RTI Act, 2005]

Act not to apply to certain organisations

(1) Nothing contained in this Act shall apply to the intelligence and security organizations specified in the Second Schedule, being organizations established by the Central Government or any information furnished by such organizations to that Government:

Provided that the information pertaining to the allegations of corruption and human rights violations shall not be excluded under this sub-section:

RTI Act- a “Second Schedule” hnuaiah Central leh State Intelligent leh Security Organisations thenkhatte chu “Exemption” pek an ni a. Chutichung chuan Chapter VI Section 24-ah chuan “Corruption lam thil leh Human Right bawhchhiatna lam thilah chuan heng Organisations leh an hnuaia thawkte pawh hi RTI Act hnuaiah Exempt an ni bik lo a ni.

[Proviso of Sec. 24 (4) of the RTI Act, 2005]

[Section 24 of RTI Act, 2005]

Bung 6

CENTRAL SAWRKAR -IN A DIN INTELLIGENCE LEH SECURITY ORGANISATIONS RIGHT TO INFORMATION ACT-IN A HUAM TEL VE LOHTE

[THE SECOND SCHEDULE]

(See Section 24 of RTI Act, 2005)

- 1. Intelligence Bureau.**
- 2. Research and Analysis Wing of the Cabinet Secretariat**
- 3. Directorate of Revenue Intelligence**
- 4. Central Economic Intelligence Bureau**
- 5. Directorate of Enforcement**
- 6. Narcotics Control Bureau**
- 7. Aviation Research Centre**
- 8. Special Frontier Force**
- 9. Border Security Force**
- 10. Central Reserve Police Force**
- 11. Indo-Tibetan Border Police**
- 12. Central Industrial Security Force**
- 13. National Security Guard**
- 14. Assam Rifles**
- 15. Special Service Bureau**
- 16. Special Branch (CID), Andaman and Nicobar**
- 17. The Crime Branch - CID, CB, Dadra and Nagar Haveli**
- 18. Special Branch, Lakshadweep Police.**

MIZORAM SAWRKAR-IN A DIN INTELLIGENCE LEH SECURITY ORGANISATIONS RIGHT TO INFORMATION ACT, 2005-IN A HUAM TEL VE LOHTE

- 1. State CID Special Branch and District Special Branch including Narcotic Cell.**
- 2. State Police formations at all levels dealing with security of vital installation including Airport security and protected persons, procurement and disposal of**

sophisticated security equipments for maintenance of security and intelligence operations, disclosure of which may lead to breach of security.

3. State Police formations at all levels dealing with result of examination of exhibits in Forensic Science Laboratory which may jeopardize investigations of prosecution;

4. State Police Intelligence and Security Organisations or formations at all levels dealing with deployment and movement of Mizoram Police personnels including armed and unarmed.

5. State Police Intelligence and Security Organisations or formations at all levels dealing with matters relating to special operations for maintenance of internal security, Law and Order.

6. State Police Intelligence and Security Organisations or formations dealing with subjects concerning negotiations/settlements of militants, insurgents, extremist and anti-social elements and all matters relating to cover and overt operation against them.

[Notification No.F.13011/6/2005-IPR dt.27.03.2007]

EXEMPTION FROM DISCLOSURE OF INFORMATION UNDER RTI ACT, 2005

(a) Information, disclosure of which would prejudicially affect the sovereignty and integrity of India, the security, strategic, scientific or economic interests of the State, relation with foreign State or lead to incitement of an offence;

(b) Information which has been expressly forbidden to be published by any court of law or tribunal or the disclosure of which may constitute contempt of court;

(c) Information, the disclosure of which would cause a breach of privilege of Parliament or the State Legislature;

(d) Information including commercial confidence, trade secrets or intellectual property, the disclosure of which would harm the competitive position of a third party, unless the competent authority is satisfied that larger public interest warrants the disclosure of such information;

(e) Information available to a person in his fiduciary relationship, unless the competent authority is satisfied that the larger public interest warrants the disclosure of such information;

(f) Information received in confidence from foreign Government;

(g) Information the disclosure of which would endanger the life or physical safety of any person or identity the source of information or assistance given in confidence for law enforcement or security purpose;

(h) Information which would impede the process of investigation or apprehension or prosecution of offenders;

(i) Cabinet papers including records of deliberations of the Council of Ministers, Secretaries and other Officers;

Provided that the decisions of the Council of Ministers, the reasons thereof, and the material on the basis of which the decisions were taken shall be made public after the decision has been taken, and the matter is complete, or over:

Provided further that those matters which come under the exemptions specified in this section shall not be disclosed;

(j) Information which relates to personal information the disclosure of which has no relationship to any public activity or interest , or which would cause unwarranted invasion of the privacy of the individual unless the DAA/SPIO is satisfied that the larger public interest justifies the disclosure of such information:

Provided that the information which cannot be denied to the Parliament or a State Legislature shall not be denied to any person.

[Section 8(1) of the RTI Act, 2005]

A public Authority may allow access to information, if public interest in disclosure outweighs the harm to the protected interests.

[Section 8(2) of the RTI Act, 2005]

IMPORTANT DEFINITIONS

COMPETENT AUTHORITY means -

(i) **The Speaker** of Rajya Sabha, Lokh Sabha, Legislative Assembly of the States/UTs and **the Chairman** of the Council of States or Legislative Council of a State;

(ii) **The Chief Justice of India** in the case of the Supreme Court;

(iii) **The Chief Justice** in the case of the High Court;

(iv) **The President** or **the Governors** as the case may be, in the case of other authorities established or constituted by or under the Constitution;

(v) **The Administrator** appointed under Article 239 of the Constitution.

[Section 2(e) of the RTI Act, 2005]

INFORMATION means -

(i) Any material in any form, including records, documents, memos, E-mails, Opinions, Advices, Press Releases, Circulars, Orders, Log Book, Contracts, Reports, Papers, Samples, Models, Data material held in any electronic form, and

(ii) Information relating to any private body which can be accessed by a public authority under any other law for the time being in force.

[Section 2(f) of the RTI Act, 2005]

PUBLIC AUTHORITY means -

Any authority or body or institution of self - government established or constituted -

(a) by or under the Constitution;

(b) by any other law made by Parliament;

(c) by any other law made by State Legislature;

(d) by Notification issued or order made by the appropriate Government, and includes any -

(i) body owned, controlled or substantially finance;

(ii) Non-Government Organisation substantially financed, directly or indirectly by funds provided by the appropriate Government.

[Section 2(h) of the RTI Act, 2005]

RIGHT TO INFORMATION means -

(i) inspection of works, documents, records;

(ii) taking notes, extracts or certified copies of documents or records

(iii) taking certified samples of material;

(iv) obtaining information in the form of diskettes, floppies, tapes, video cassettes or in any other electronic mode or through print-out where such information is stored in a computer or in any other device.

[Section 2(j) of the RTI Act, 2005]

SUBSTANTIALLY FINANCED means -

Any body or non-government organization which is financed by the State Government by giving or extending support or grant, by whatever name called inclusive of stipend, scholarship, grant-in-aid, assistance etc; either by means of budget or cash or in kind the value of which calculable in monetary terms the amount or value, as the case may

be, of which is not less than 30 % of the cost of its project, scheme, programme or by whatever name (its activities may be called or rupees one lakh, whichever is less.

[Rules 2(e) of the Mizoram RTI Rules, 2010]