

RTI REQUEST DETAILS

Registration No. : CPTRS/R/2018/50021 **Date of Receipt :** 04/12/2018

Type of Receipt : Online Receipt **Language of Request :** English

Name : Viju P Varghese **Gender :** Male

Address : Palakkat House, Cochin Palalce.P.O, Near Hillpalace.
Pin:682301

State : Kerala **Country :** India

Phone No. : Details not provided **Mobile No. :** +91-9895704440

Email : vijupalakkat@gmail.com

Status(Rural/Urban) : Details not provided **Education Status :** Details not provided

Is Requester Below Poverty Line ? : No **Citizenship Status :** Indian

Amount Paid : 10) **Mode of Payment :** Payment Gateway

Request Pertains to :

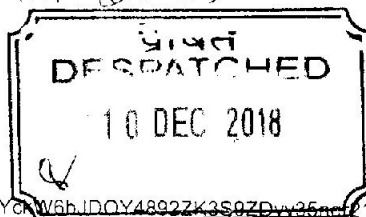
Information Sought :

I came to know that there was a recent proposal sent to the Shipping Ministry to upgrade OCIO Assistants and Sr.OCIOA Assistants of EDP Division under Cochin Port Trust. I would like to have a certified copy of the above proposal.

Print Save Close

Recd no. RTI Cell / WOD / 1105 / VPV / 2018-5 dt 07.12.18

Copy of application is forwarded to the A Section for furnishing the details sought by the applicant subject to the RTI Act 2005, to the RTI Cell, on or before 14.12.2018, etc.



(Signature)
AP/10 (SAD)



AN ISO-9001:2008
ISPS COMPLIANT
PORT

कोचिन पोर्ट ट्रस्ट

COCHIN PORT TRUST

W/Island, Cochin-682009.
Phone: 2582114, 2582118
Fax: +91(484)2668163. 2666512
Email: coptrticell@gmail.com
Website: www.cochinport.gov.in



संख्या /No. GAD/RTI Cell/VPV/1105/2017-S

दिनांक: 03rd January, 2019

सेवा में/ To,

Shri Viju P Varghese,
Palakkat House,
Cochin Palace PO,
Near Hill Palace - 682301.

Sir,

विषय /Sub: Information under the RTI Act, 2005- reg.

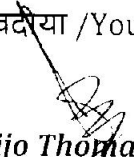
संदर्भ /Ref: Your application dated 04.12.2018.

With reference to the above, the information sought ^{for} cannot be furnished as the proposal is in the processing stage / under consideration of the Ministry.

The details of the Appellate Authority under the RTI Act for Cochin Port Trust are given below:

Shri. Venkata Ramana Akkaraju,
Dy. Chairman,
Cochin Port Trust,
Cochin - 9.

भवदीया /Yours faithfully,


(Jijo Thomas)
Central Public Information Officer
General Administration Department

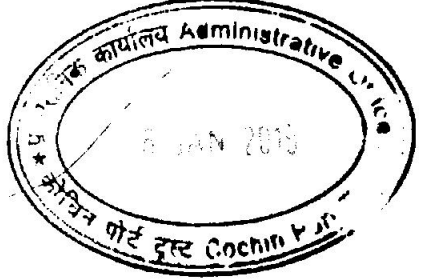
Subj
RTI Cell
19/12/18

FIRST APPEAL BEFORE FIRST APPELLATE AUTHORITY
(Under Section 19(1) of the Right to Information Act, 2005)

To

Shri. Venkata Ramana Akaraju,
Deputy Chairman & Appellate Authority,
Cochin Port Trust,
Cochin - 682009

RTI Cell
SYDS
N. obte...
admits q
Concentrat...
pal p
12/1/19
700/2019



Sir,

As I am aggrieved by the decision of the Public Information Officer, I hereby file this appeal for your kind decision.

Details of Appellant:

- 1. Name : Viju P Varghese
- 2. Address : Palakkat House , Cochin Palalce.P.O, Near Hillpalace
- 3. Phone : 9895704440
- 4. Email-id : vijupalakkat@gmail.com

Details of Public Information Officer:

Shri. Jijo Thomas, Central Public Information Officer,
General Administration Department, Cochin Port Trust, Cochin-9.

Details of RTI Application and its status:

- 1. RTI Request Registration number : **CPTRS/R/2018/50021 Dated 04-12-2018**
(Submitted through <https://rtionline.gov.in/>)

[Handwritten signature]

- 2. Information requested : I came to know that there was a recent proposal sent to the Shipping Ministry to upgrade OCIO Assistants and Sr.OCIOA Assistants of EDP Division under Cochin Port Trust. I would like to have a certified copy of the above proposal.
- 3. Status : Request seems Rejected in the RTI Portal as on 03/01/2019
- 4. Reason for Rejection : The information sought cannot be furnished as the proposal is in the processing stage / under consideration of the Ministry.

Brief Facts Leading to Appeal:

- 1. The PIO rejected the RTI application without giving requested information/ any intimation regarding this to my specified address in the RTI application.
- 2. The rejected status of RTI application was updated in the RTI-Online website and there was no other communication regarding this to my specified address in the RTI application till date.
- 3. Kindly note that the required information is not in a processing stage with Cochin Port Trust and the document is already sent to the Shipping Ministry. I am not asking the outcome of the process at Shipping Ministry. I am asking the document containing proposal sent to the Shipping Ministry, connected to the up-gradation of OCIO Assistants and Sr.OCIOA Assistants of EDP Division under Cochin Port Trust.



Grounds for this Appeal:

1. PIO can deny information only based on any of the reasons specified in the **Section 8 of the RTI Act** and he has to mention the relevant Section in the reply.
2. Reasons given by PIO that the "The information sought⁸⁴ cannot be furnished as the proposal is in the processing stage / under consideration of the Ministry " is not acceptable and it can lead to penalty under **Section 19(8) (b) & 20(1)** of the RTI Act. Please refer attached judgment of CIC in the case of Shri Naveen Kumar v. Staff Selection Commission in CIC/SM/A/2013/000831SS. PIO directed to give a detailed explanation for delay - CIC: PIO to provide the information; compensation of Rs. 10,000/- granted to applicant u/s 19(8)(b)

Personal Presence at hearing: Willing to appear if requires so.

Prayers/Relief Sought for:

1. Direct the PIO to supply information sought vide my RTI Application CPTRS/R/2018/50021 Dated 04-12-2018, free of cost within 10 days from the date of decision of the appeal.
2. PIO should ask to furnish reasons as why he refused to provide information that was asked for (As per **Section 19(5)** of the RTI Act).
3. PIO should ask why he has not intimated (As per **Section 7(1) of the RTI Act**) the status of my RTI application to my specified address given in the RTI Application and ask him to submit proof for intimation.
4. The present appeal be disposed off by this Hon'ble Appellate Authority within 30 days of its receipt as provided under **Section-19(6) of the RTI Act**.



Documents Attached:

1. Self Attested copies of information submitted and available at RTI Online website.
2. Judgment of CIC in the case of Shri Naveen Kumar v. Staff Selection Commission in CIC/SM/A/2013/000831SS

Declaration:

I hereby state that information and particulars given above are true to the best of my knowledge and belief. I also declare that this matter is not previously filed with any information commission nor is pending with any court, tribunal or authority.

Place: Chottanikkara

Date: 09-01-2019

Signature and name of Appellant:

Viju. P. Varghese.

Encl No. RTI Cell/199/Appeal/VPV/2019/s

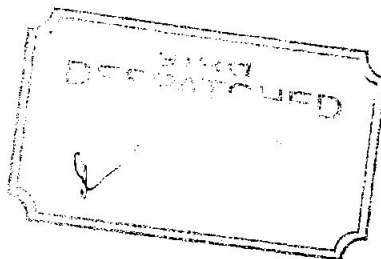
DT 17.01.2019

copy of RTI Appeal is for providing the details. Subject to under RTI Act, 2005 as per below

forwarded to RPIO. the provisions of

22.01.2019 to the

RTI Cell, etc.



AP10(CAD)

Om
18/1/2019



COCHIN PORT TRUST

Willington Island, Cochin - 682 009

Phone: +91 (484) 2582100 / 2582113

Fax: +91 (484) 2668163/2666512

secretary@cochinport.gov.in

www.cochinport.gov.in

SAGARMA
PORT LED PROSPERITY

संख्या/No. A10/Grievance/2000/S

दिनांक/Dated: 21.11.2018

सेवा में/To

The Secretary to the Government of India,
Ministry of Shipping,
Transport Bhavan
1, Parliament Street,
New Delhi - 110 001.

(Kind attn: Shri R.K.Nigam, Under Secretary, Ministry of Shipping, Govt. of India)

महोदय/ Sir,

विषय/Sub: Sanction for upgradation of Sr.O.C.I.O.A/O.C.I.O.A posts to Programmer on One time personal basis - reg.

1. Cochin Port Trust has a full fledged EDP Division, working under Finance Department. The existing cadre strength of EDP Division is as follows:

Sl. No	Designation	Category	Scale of Pay	Sanctioned Strength	Present Strength
1	Sr. Dy. Director (EDP)	Class-I	Rs.24900-50500	1	1
2	Dy. Director (EDP)	Class-I	Rs.20600-46500	2	2
3	Asst. Director (EDP)	Class-I	Rs.20600-46500	2	0
4	Programmer	Class-II	Rs.16400-40500	3	3
5	Sr.O.C.I.O.A	Class-III	Rs.32500-83800	4	4
6	O.C.I.O.A	Class-III	Rs.29600-81100	9	2

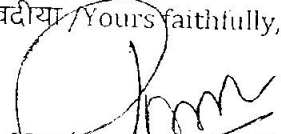
2. Cochin Port Trust is the first Major Port to implement ERP platform during 2009 and covering almost all areas including Finance, Vessel & Cargo operation and Billing System, Estate Billing and IIR Module. All these modules are maintained in its updated version successfully with the excellent support of EDP Division.
3. The management is in receipt of grievances/representations from various Unions pointing out a lag in promotional avenues of the staff working in EDP Division. Employees unions have also raised the issue in the bilateral meetings and urged to consider the grievances and to protect the interest of employees of EDP Division for effective implementation of the ERP related projects by upgrading their posts.
4. Accordingly, Cochin Port Trust examined the grievances in detail and proposes to consider upgrading four posts of Sr.O.C.I.O.A/O.C.I.O.A to the post of Programmer in Class II category in the scale of pay of Rs.16400-40500 on personal basis to those who possess more than 15 years experience in EDP Division and qualifications



- required as per RR, by keeping their existing present post in abeyance.
5. A detailed breakup of Class III staff of EDP Division is enclosed as Annexure - I. Recruitment Rule of Programmer, Sr.O.C.I.O.A and O.C.I.O.A is enclosed as Annexure - II, III & IV. In the list at Annexure - I, two employees working as Sr.O.C.I.O.A and the two O.C.I.O.A have rendered more than 15 years of service in EDP Division with relevant qualification to be considered for Class II post of Programmer as per RR.
 6. It may also be noted that consequent to the implementation of new RSP Regulation, 2010, the officers in the EDP division, who were recruited as programmer/Analyst Programmer as per the previous RRs with essential qualifications as MCA and Degree in Physics/Commerce with PG Diploma in Computer Applications and eligible for promotion to higher posts in that discipline, have become ineligible for promotion to higher posts. One Officer, who joined as Programmer under Direct Recruitment, is holding the same post for the last 19 years without any career progression consequent to the implementation of new RSP Regulation. This issue was taken up with Ministry vide letter dated 03.10.2013. Thereafter as suggested by Ministry vide letter dated 27.09.2018 a modified proposal has been submitted to Ministry for amendment of Recruitment Rules for the posts of Sr. Dy Director(EDP), Dy. Director(EDP) and Asst. Director(EDP) vide letter dated 11.10.2018 by relaxing educational qualifications to the incumbents holding the immediate feeder post as on date of notification of new RSP Regulation, 2010 so as to ensure adequate promotional opportunities to employees in feeder cadre. (copy enclosed).
 7. In view of the above facts, in order to redress the grievances and to ensure adequate promotional avenues in EDP, it is requested that sanction may kindly be accorded to upgrade two Posts of Sr. O.C.I.O.A. and two posts of O.C.I.O.A to the post of Programmer in Class II in the scale of pay of Rs.16400-40500 on personal basis, to those employees who possess more than 15 years continuous regular service in EDP Division as O.C.I.O.A And Sr.O.C.I.O.A and having requisite qualifications as per RR for Programmer by keeping their existing posts in abeyance.
 8. This is issued with the approval of the Chairman, Cochin Port Trust.

संलग्नक/Encl.: As above.

अवदीया/Yours faithfully,


 (C.Premakumari)
 सचिव/SECRETARY 21/11/18

संलग्नक
 DESPATCHED
 23 NOV 2018





कोचिन पोर्ट ट्रस्ट COCHIN PORT TRUST

Willingdon Island, Cochin - 682 009
Phone: +91 (484) 2666412, 2582100
Fax: +91 (484) 2668163/2666512
e-mail: secretary@cochinport.gov.in
www.cochinport.gov.in



Dated. 11-10-2018

AN ISO 9001 : 2008
& ISPS COMPLIANT PORT
No. A9/RR Amendment /EDP//2018/S.

To

The Secretary to the Govt. of India,
Ministry of Shipping,
1, Transport Bhavan,
New Delhi – 110 001.

(Kind Attention: Shri A.K.Saran, Director (PHRD))

Sir,

Sub: Amendment to RRs for the post of officers in the EDP Cell - reg.

I am to refer to Ministry's letter No. 12012/4/2016-PE-I dated 27.09.2018 on the subject cited and to forward herewith the proposal for amendments to the Recruitment Rules for the posts of Sr. Dy. Director (EDP), Dy. Director (EDP) and Asst. Director (EDP) in EDP Cell of Cochin Port Trust in line with the notification published for Chennai Port Trust

2. The following documents are enclosed for kind consideration

- (i) Notification (Hindi & English)
- (ii) Schedule (Hindi & English)
- (iii) Comparative statement
- (iv) Letter dated 07.06.2013 of M.D, IPA recommending the proposal to Ministry
- (v) Ministry's letter dated 27.11.2015 to Cochin Port Trust
- (vi) CoPT's revised proposal dated 27.04.2016 (as required by Ministry vide letter dated 27.11.2015)
- (vii) Copy of Board Agenda item No.C-6 & Resolution No. 21 dated 09-05-2016.

3. An e-mail attaching the above documents is being sent to rajivk.nigam@nic.in and gaurav.sharma90@gov.in. It is certified that the contents of the soft copy as well as the hard copy are the same.

4. It is requested that the above amendment proposal may kindly be approved by Ministry and notification to the effect be published in the official Gazette early.

5. In this regard, it brought to the kind notice that as per the proposed RR amendment in line with that of Chennai Port Trust, only the officers on roll in the feeder grade on 28.10.2010 will be entitled for relaxed educational qualification for promotion to the immediate next grade. However, for further higher promotion in the cadre, the officers so promoted are required to acquire the essential educational qualification prescribed for direct recruitment. Hence, it is requested that the above issue may also be taken into consideration while examining the proposal.



Yours faithfully,

DETAILS OF EDP STAFF AS ON 01.08.2018 (CLASS - III)

ANNEXURE - I


Sl. No	Name	Designation	Qualification	Date of entry in the Port Service	Date of entry in EDP Division	Date of entry in the present post	Date of Retirement	Duration in EDP Division
1	Smt.Aleyamma Scaria	Sr.O.C.I.O.A	MA, PGDCA	22.06.1988	03.07.1998	01.08.2015	30.05.2021	20 years
2	Sri.H.Sajithkumar	Sr.O.C.I.O.A	VHSC, Diploma in Computer Hardware & Net work maintenance	26.07.1993	03.07.1998	06.05.2016	31.03.2035	20 years
3	Sri.R.Rajeev	Sr.O.C.I.O.A	B.Com, PGDCA	19.12.1994	30.12.1999	28.06.2016	31.01.2035	18 years 6 months
4	Sri.Sabu Varghese	Sr.O.C.I.O.A	B.Sc. Physics, PGDCA	16.02.1996	30.12.1999	01.12.2016	31.05.2031	18 years 6 months
5	Sri.Vijju Varghese	O.C.I.O.A	B.Sc. MCA	19.02.1996	30.12.1999	30.12.1999	30.04.2026	18 years 6 months
6	Smt.K.Selvi	O.C.I.O.A	MAMCA, PGDCA	24.07.1995	03.08.2001	03.08.2001	30.04.2024	16 years 10 months

Asst. Secretary (Fr.)
A Section



RECRUITMENT RULE - PROGRAMMER, FDP DIVISION

Sl. No.	Name of post	Classification	Scale of Pay, (Rs.)	Whether Selection or Non-Selection	Upper Age limit for direct recruitment (in yrs)	Educational and other Qualifications prescribed for direct recruitment.	Whether (a) Age (b) Educational qualifications (c) Experience for direct recruits will apply in the case of promotion/absorption/deputation	Period of probation (in yrs.)	Method of recruitment (whether by direct recruitment or by promotion/absorption/deputation)	
1	Programmer	Class II	16400-40560	Selection	35	(i) Degree in Computer Engineering/Computer Science from a Recognized University/Institution. Or Degree in any discipline with P.G Diploma in computer Applications / Computer Science /IT from a recognized University/Institution. Or Degree in Engineering with P.G Diploma in Computer applications/Computer Science/IT from a recognized University/Institution. (ii) Two years Post qualification experience in programming and Software development in an EDP Department having Client/Server Technology and Networking.	(a) No. (b) No. However PGDCA from a recognized Institute is essential. (c) As per Column, No.11	2 years	By promotion falling within by Direct Recruitment	Promotion from Sr. O.C.I.O.A in the scale of pay of Rs. 21250-53500 with 3 years regular service in the grade, falling within from Sr. O.C.I.O.A with 2 years regular service and having a combined regular service of 5 years in Sr. O.C.I.O.A and O.C.I.O.A Accountant in the scale of pay of Rs. 19,00-51100 having experience in ERP environment in minister's cadre.
										In case of promotion/absorption/deputation, grades from which it should be made.


 Asst. Secretary (Pr.)
 A Section



RECRUITMENT RULE - S.O.C.I.O.A. EDP DIVISION

Annexure - III

Sl. No.	Name of post	Classification	Scale of Pay. (Rs.)	Whether Selection or Non-Selection	Upper Age limit for direct recruitment (in yrs)	Educational and other Qualifications prescribed for direct recruitment.	Whether (a) Age (b) Educational qualifications (c) Experience for direct recruits will apply in the case of promotion/absorption/deputation	Period of probation (in yrs.)	Method of recruitment (whether by direct recruitment or by promotion/absorption/deputation)	In case of promotion/absorption/deputation, grades from which it should be made
1	S.O.C.I.O.A. (See the Footnote)	Class- III	21000-53500	Non selection	N.A	N.A	N.A	N.A	By Promotion	From Accountant in the scale of Rs. 19100-51100 with Post Graduate Diploma in Computer Application with 3 years regular service and having experience of 2 years in the ERIP environment
2										
										By Promotor for the post of O.C.I.O.A in the scale of Rs.19100-51100 with 2 years regular service in the grade OR
										11

Footnote:

The inter-se seniority of the incumbents in the O.C.I.O.A & Accountant cadres will be determined as per the date of entry to their respective posts



Assst. Secretary (I.r.)
A Section

RECRUITMENT RULE - O.C.I.O.A. EDP DIVISION

Sl No.	Name of post	Classification.	Scale of Pay. (Rs.)	Whether Selection or Non-Selection	Upper Age limit for direct recruitment (in yrs)	Educational and other Qualifications prescribed for direct recruitment.	Whether (d) Age Educational (e) Educational (f) Experience for direct recruits will apply in the case of promotion/absorption/deputation	Period of probation (in yrs.)	Method of recruitment (whether by direct recruitment or by promotion /absorption/ deputation)	In case of promotion/absorption/ deputation, grades from which it should be made.
1	2	3	4	5	6	7	8	9	10	11
	O.C.I.O.A	Class- III	19100-51100	Selection	N.A	N.A	N.A	N.A	By Promotion	Promotion by selection from LDC / JDC or Shed Clerk / Shed writer who are having Graduation in Computer Science / Application subject, to passing the aptitude test CR Any other graduation with Post Graduate Diploma in Computer Application

Asst. Secretary (Tr.)
A Section





कोचिन पोर्ट ट्रस्ट

COCHIN PORT TRUST

W/Island, Cochin-682009.

Phone: 2582003, 2666592.

Fax: +91 (484) 2668163, 2666512

Email: deputychairman@cochinport.gov.in

Website: www.cochinport.gov.in

SAGARMALA

संख्या. RTI Cell/Appeal/VPV/199/2019-S

दिनांक: 30th January, 2019

विषय /Sub : Information under the RTI Act, 2005 -reg.

संदर्भ /Ref : Your Appeal dated. 09.01.2019.

~~~~~

I have considered and carefully examined the First Appeal dated 09.01.2019 and reply to the initial application given through online portal by the Central Public Information Officer ( GAD) on 03.01.2019.

As sought in the Appeal, the information is attached as Annexure -I ( 7 Pages)  
Accordingly the Appeal is disposed off.

It is also informed that a Second Appeal against the above decision shall lie within ninety days from the date of receipt of this communication, with the Chief Information Commissioner. The name and address of the Chief Information Commissioner are given below:

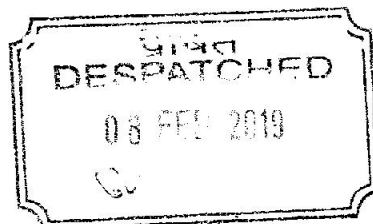
Shri . Sudhir Bhargava,  
Chief Information Commissioner,  
Room No. 339, IInd Floor,  
August Kranti Bhavan,  
Bhikaji Cama Place,  
New Delhi - 110 066

(VENKATA RAMANA AKKARAJU)

Dy. Chairman &  
Appellate Authority

सेवा में/ To,

Shri. Viju P Varghese,  
Palakkat House,  
Cochin Palace P.O., Near Hill Palace  
Pin - 682301.



Received on 8/2/2019

etc