

GOVERNMENT OF TAMIL NADU

SOCIAL WELFARE DEPARTMENT

G.O.Ms.No.3078, 13th December 1982
(KARTHIGAI 27, THUNTHUBI, THIRUVALLUR ANDU – 2013)

Commission – Second Backward Classes Commission – Constitution – Ordered.

READ:-

G.O.Ms. No.842, Social Welfare, dated 13th November 1969.

Supreme Court Judgement in Writ Petition Nos.4995-97/80 and 402/81,
dated 14th October 1982.

Order:- No.3078, Social Welfare, dated 13th December 1982

The Supreme Court vide their judgment, dated 14th October 1982, on the Writ Petitions Nos.4995, 4996, 4997/80 and Writ Petition No.402/82 have directed that the State of Tamil Nadu shall appoint a Commission within two months from the date of deliverance of the judgment, calling upon the commission to submit its report to the State within the shortest time, the Government considers reasonable, say one year, from the date of appointment of the Commission. The reference to the Commission shall cover all such questions as bear upon, the enumeration and classification of Backward Classes. The State Government shall take necessary steps for identifying the Backward Classes in the light of the report of the Commission and after careful consideration of its recommendations. In pursuance of the directions of the Supreme Court, the Government have decided to set up a Second Backward Classes Commission with immediate effect with the following Members:-

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| 1. Thiru. J.A.Ambashankar,IAS., (Retd), former Chairman, Tamil Nadu Public Service Commission | ... | Chairman |
| 2. Thiru.S.R.Radha,M.L.C., | ... | Member |
| 3. Thiru.G.Viswanathan,MLA., | ... | Do. |
| 4. Thiru.V.V.Swaminathan,MLA. | ... | Do. |
| 5. Thiru.S.Andi Thevar,MLA., | ... | Do. |
| 6. Thiru.P.Nedumaran,MLA., | ... | Do. |
| 7. Thiru.Anbil Dharmalingam,MLA., | ... | Do. |
| 8. Thiru.Kumari Anandan,MLA., | ... | Do. |
| 9. Thiru M.John Vincent,MLA., | ... | Do. |
| 10. Thiru.Liaquat Ali Khan | ... | Do. |
| 11. Dr.Samarasam,MLA., | ... | Do. |
| 12. Tmt.Soundara Kailasam | ... | Do. |
| 13. Thiru.M.K.Balasubramaniam,IAS(Retd) | ... | Do. |

The Director of Backward Classes will be the Member-Secretary of the Commission.

2. The terms and reference of the Commission shall be as follows:-
 - (i) The Commission shall review the existing list of Backward Classes as approved in G.O.Ms.No.72, Social Welfare, dated 1st February 1980 and in the light of the provisions contained in Article 15(4) and 16(4) and other relevant provisions of the Constitution and in the light of the various decisions of the Supreme Court bearing on the subject.
 - (ii) The Commission shall make a scientific and factual investigation of the conditions of the Backward Classes in the State and recommend specific measures for their advancement.
 - (iii) The Commission shall review the measures so far taken by the State Government for the welfare of the Backward Classes and the betterment of their conditions and assess the effectiveness of such measures in improving the conditions of Backward Classes in particular in matters relating to education and representation in public services of the State.
 - (iv) The Commission shall examine and assess with reference to concessions, privileges and benefits given to them by the State Government, the improvements in the conditions of the Most Backward Classes in education and other matters.
 - (v) The Commission may make recommendations as to the further steps that should be taken by the State Government to improve the conditions of the Backward Classes in respect of –
 - (a) education, including reservation of seats in professional colleges and institutions of higher learning;
 - (b) representation in public services;
 - (c) trade, commerce and industry;
 - (d) rural credit, marketing and cooperation;
 - (e) housing;
 - (f) grants; and
 - (g) community development.
 - (vi) The Commission may make recommendations in respect of short-term and long-term measures to be taken by the State Government for raising the level of Backward Classes.

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- (vii) The Commission shall on the basis of relevant materials so gathered by it examine and recommend whether the reservation ordered in G.O.Ms.No.73, Social Welfare, dated 1st February 1980 may continue or will need by modification.
- (viii) The Commission shall cover all such questions and issues as have a bearing upon-
- (a) the question of enumeration and classification of Backward Classes in the State;
 - (b) the question of reservation in admission in educational institutions including professional college and institutions of higher learning; and
 - (c) the question of reservation of appointment of posts in favour of Backward Classes in the Services under the State.

3. The Commission may obtain such information as they may consider necessary or relevant for their purpose in such form and in such manner, as they may think appropriate, from the State Government or any Officer or authority subordinate to the State Government or any organization or any individual as may in the opinion of the Commission be of assistance to them.

4. The Commission may visit any district or taluk in the State.

5. The Commission shall endeavour to present the report to the State Government within the shortest time possible, say one year.

Explanation.-In this Reference any reference to "Backward Classes" and "Most Backward Classes" shall mean those "Backward Classes" and "Most Backward Classes" which are recognized as such by the Government on the date of the issue of this Reference.

6. The Commission will be treated as a First Class Committee for purposes of drawal of travelling and other allowances. The drawal of Travelling Allowance and other allowances by the Commission will be regulated by the provisions of "Travelling Allowance Rules for persons other than Government Servants incorporated in Part III of the Tamil Nadu Manual of Special Pay and Allowances".

7. This order issues with the concurrence of the Finance Department-Vide its U.O.No.1466/JS(P)/82-1, dated 13th December 1982.

(By order of the Governor)

K.DIRAVIAM
Chief Secretary to Government

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