

No. 2(44)/2017-PL
Government of India
Ministry of Environment, Forest & Climate Change
Policy & Law Division

Level III, Jal Wing,
Indira Paryavaran Bhawan,
Jor Bagh, Aliganj,
New Delhi-110003

Dated the 27th November, 2018

OFFICE MEMORANDUM

Sub: Uploading of Central Acts & Subordinate Legislation in New India Code Portal- Order of Delhi High Court -reg.

The undersigned is directed to refer to Ministry of Law & Justice's D.O. No. 11/46/2015-RTI dated 13.11.2018 (Encl. 1) on the subject mentioned above regarding uploading of Acts and Subordinate Legislation (including Rules, Regulations, Notifications, Circulars etc.) pertaining to the MoEF&CC in the New India Code Portal administered by Ministry of Law & Justice.

2. All the Heads of Divisions are requested to ensure that all the relevant Rules, Notifications, Regulations, Circulars, Statutes, Ordinances & Orders pertaining to the thirteen (13) Acts administered by the MoEF&CC have been uploaded on the New India Code Portal, section wise and properly linked under relevant section of the Act **in PDF format, which are clear and legible for the public to view.** Further, the Divisional Heads are requested to ensure that any Rule, Notification, Regulation, Circular, Statute, Ordinance, Order etc. pertaining to the thirteen (13) Acts issued during the period after 02.08.2018, till date, is uploaded on the Portal and an undertaking in the prescribed format (Encl. 2) may also be furnished, **by 30th November, 2018, positively**, so as to furnish a consolidated undertaking to the Ministry of Law & Justice, in time. The status of the documents uploaded is enclosed herewith, for reference.

3. This may be accorded Top Priority.

Encl. as above.

To All Divisional Heads

(Rajesh Makkar)
Under Secretary (PL)
IC No. 2219

Copy to: PPS to Secretary, EF&CC/ PPS to DGF& Spl. Secretary, EF&CC/ PPS to EA/
Director (PL).

18.11.18
18/11/18

Urgent
30/11/18
T.O. (JJ)

Dir (IT)
Sr. Mntnl. Pl.
do the needful, Urgent Pl.
13.12.18
Dir (PL)

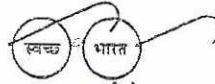
link to be provided on Ministry's site.
K. S. Narain

Monitoring

उदय कुमारा, एल. एल. एम
आई. एल. एल
संयुक्त सचिव एवं विधायी परामर्शी
Udaya Kumara, LL.M
I.L.S
Joint Secretary & Legislative Counsel



सत्यमेव जयते



एक एवम सच्चा की ओर

भारत सरकार
विधि और न्याय मंत्रालय
विधायी विभाग
कमरा नं. 436 ए, चौथा तल
शांती भवन, नई दिल्ली-110001
Govt. of India
Ministry of Law & Justice
Legislative Department
Room No. 436 A, 4th Floor
Shanti Bhawan, New Delhi-110001

D.O.No.11/46/2015-RTI

13th November, 2018

Dear Sir/Madam,

Please refer to my D.O. letters of even number dated 14.09.2018 and 19.09.2018 regarding updation and uploading of Central Acts and subordinate legislations on the India Code Portal.

2. It is to inform that the W.P (C) No. 4761 of 2016 (Union of India v. Vansh Sharad Gupta) had come up for hearing before the Hon'ble High Court of Delhi on 3rd August, 2018. As desired by the Hon'ble Delhi High Court during its last hearing on 3.8.2018, the NIC representative gave a demo wherein they have showcased one Central Act to view section wise. Further, NIC has developed portal which show all the Acts section wise and their subordinate legislations Act wise and section wise.

3. After viewing the demo and hearing from the Amicus Curiae, the Hon'ble High Court advised the Central Government to provide the Central Acts, section wise and their respective subordinate Legislations, such as rules, regulations, notifications, orders, etc., under each section, or as the case may be, wherever necessary. Therefore, all Nodal Officers of Ministries/Departments were requested vide my D.O. letter of even number dated 19.09.2018 to identify subordinate legislations, section wise, and accordingly link them under relevant section of the Act, which enables the Central Government/Central Authority to make the said rule, regulation or notification, in searchable pdf format. Instructions for the mapping has been uploaded on the ICP website by NIC.


4. In view of the above, Nodal Officers of all Ministries/Departments are requested to kindly look into the matter personally and take necessary action for

P.T.B

linking of subordinate legislations, section wise on the India Code Portal in searchable PDF format immediately and furnish the report to the Legislative Department latest by 22nd November, 2018 along with a certificate that all the Subordinate Legislations have been uploaded. For clarifications, if any, you are advised to contact **Dr. Surinder Kumar Gaba, Sr. Technical Director at NIC HQ and his team. Tel: +91 11 2430 5503).**

With regards,

Yours sincerely,


(Udaya Kumara)

Nodal Officers of all Ministries/Departments

Copy to: The Cabinet Secretariat (Kind Attn: Shri Sandeep Sarkar, Joint Secretary), RashtrapatiBhawan, NewDelhi

Copy also to: NIC (Kind Attn: Dr. Surinder Kumar, Sr. Technical Director), CGO Complex, New Delhi

(UNDERTAKING)

It is hereby certified that the Acts, Rules, Circulars, Notifications etc. administered by _____ Division have been uploaded on the New India Code Portal in PDF format, visible clearly to the visitors to this Portal, as per the statement circulated by the PL Division and no relevant Act, Rules, Notifications, Regulations etc. are pending for uploading, as on ___ November, 2018.

(sd/-)

(Name of the Divisional Head)

Date:

Ministry of Environment, Forest & Climate Change

Summary Status of uploading of Acts/Rules/Regulations/Notifications on India Code Portal (ICP)

As on 01.08.2018

S.N	Act No. & Act Title	Year	Rules Uploaded	Notifications Uploaded	Regulations Uploaded	Circulars Uploaded	Statutes Uploaded	Ordinaces Uploaded	Orders Uploaded	Remark
1.	(6) The Water (Prevention and Control of Pollution) Act, 1974	1974	8	18	0	0	0	0	0	
2.	(53) The Wild Life (Protection) Act, 1972	1972	14	29	0	0	0	0	0	
3.	(38) The Compensatory Afforestation Fund Act, 2016.	2016	0	0	0	0	0	0	0	
4.	(22) The National Environment Appellate Authority Act, 1997	1997	0	0	1	0	0	0	0	
5.	(36) The Water (Prevention and Control of Pollution) Cess Act, 1977	1977	4	15	2	0	0	0	0	

S.N	Act No. & Act Title	Year	Rules Uploaded	Notifications Uploaded	Regulations Uploaded	Circulars Uploaded	Statutes Uploaded	Ordinaces Uploaded	Orders Uploaded	Remark
6.	(14) The Air (Prevention and Control of Pollution) Act, 1981	1981	4	11	0	0	0	0	0	
7.	(59) The Prevention of Cruelty to Animals Act, 1960	1960	31	50	0	0	0	0	0	
8.	(6) The Public Liability Insurance Act, 1991	1991	7	16	1	0	0	0	0	
9.	(29) The Environment (Protection) Act, 1986	1986	17	409	0	0	0	0	0	
10.	(69) The Forest (Conservation) Act, 1980	1980	6	0	237	0	0	0	0	
11.	(19) The National Green Tribunal Act, 2010	2010	13	28	0	0	0	0	1	
12.	(18) The Biological Diversity Act, 2002	2003	1	3	3	0	0	0	0	
13.	(16) The Indian Forest Act, 1927	1927	0	2	0	0	0	0	0	

Ministry of Environment, Forest & Climate Change
Summary Status of uploading of Acts/Rules/Regulations/Notifications on India Code Portal (ICP)
As on 01.08.2018

S.N	Name of Ministry	Name of Department	No. of Acts ('in force')	Out of Col. 4, No. of Acts uploaded on ICP	Total No. of Rules notified under various Acts mentioned in Col. 4	Out of Col. 6 No. of Rules uploaded on ICP	Total No. of Regulations notified under various Acts mentioned in Col. 4	Out of Col. 8 No. of Regulations uploaded on ICP	Total No. of Notification issued under various Acts mentioned in Col. 4	Out of Col. 10 No. of Notifications uploaded on ICP	Remark
1	2	3	4	5	6	7	8	9	10	11	12
(i)	MoEF&CC		13	13	105	105	244	244	581	581	Information compiled is based on available data