

**DELHI URBAN SHELTER IMPROVEMENT BOARD
GOVT. OF N.C.T. OF DELHI
(ADMINISTRATION BRANCH)**

NO: GA/1076/27/Admn/Misc/2020/D- 786.

Date: 17/10/23

ENDORSEMENT

The copy of under mentioned letter is forwarded herewith for information and further necessary action:-

Name of Deptt.	Circular N. and Date	Subject
Govt. of NCT of Delhi, Deptt. of Law, Justice and Legislative Affairs, 8 th Level, C-Wing, Delhi Secretariat, I.P. Estate, N.Delhi-110002.	F.No F.20(40)/LA/2023/dsadvise/869-918 dated 28-08-2023	Regarding Implementation of "The Government of National Capital Territory of Delhi (Amendment) Act, 2023".

Encl : As above

17/10/23
Dy. Director (Admn)

Copy to:-

- 1 PS to CEO(DUSIB) for information.
- 2 PS to Member(Admn) for information.
- 3 Chief Engineer, DUSIB
- 4 All SEs/EEs/Coordn.
- 5 All Directors/Dy. Directors (System)
- 6 B&FO/Dy.CA- 1& 11
- 7 Competent Authority, Tis Hazari Court
- 8 Dy. Director(IT)- upload on DUSIB website portal. ✓
- 9 Guard file
- 10 Office Copy

Programmer
18/10/23

Diary No. 1039 DDC(S&D) 48
Date 18/10/23
Computer Division (DUSIB)
Govt. of NCT of Delhi

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MOST URGENT

**GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DEPARTMENT OF LAW, JUSTICE AND LEGISLATIVE AFFAIRS
8TH LEVEL, C-WING, DELHI SECRETARIAT, I.P. ESTATE
NEW DELHI-110002**

Dated: 29.08.2023

F. No F.20(40)/LA/2023/dsadvic/869-918

To,
Addl. Chief Secretaries/ Pr. Secretaries/ Secretaries/ HODs,
Govt. of NCT of Delhi, Delhi/ New Delhi.

Subject: Regarding Implementation of "The Government of National Capital Territory of Delhi (Amendment) Act, 2023".

Sir/ Madam,

I am directed to forward herewith a copy of the U.O. No.17(1)/2023/RN/A-2392 dated 24.08.2023 of the Principal Secretary to Lt. Governor, NCT of Delhi on the subject cited above (copy enclosed).

The contents of the aforesaid U.O. letter are self-explanatory. The same is being forwarded for strict compliance please.

This issues with the approval of Competent Authority.

Yours faithfully,

Puneet Nagpal
Puneet Nagpal
28/08/23
Additional Secretary (L,J&LA)

Encl: As above.

No. F.20(40)/LA/2023/dsadvic/869-918
Copy for information to:-

Dated: 28.08.2023

1. Principal Secretary to Lt. Governor, Raj Niwas, Delhi w.r.t. U.O. letter referred above.
2. Special Secretary to Hon'ble Chief Minister, Govt. of NCT of Delhi, New Delhi.
3. All Secretaries to Hon'ble Ministers, Govt. of NCT of Delhi, New Delhi.
4. Staff Officer to Chief Secretary, Delhi Secretariat, New Delhi

Puneet Nagpal
Puneet Nagpal
28/8/22
Additional Secretary (L,J&LA)

M(A)
Dir. (Admn.)
13/09/23

*When to
enclosure?*
18/08/23

(Signature)

AD (Admn.)
17/08/23
M. Col

IP
Dir. (Admn.)
2489
13/09/2023

Diary No. *67-935-11*
13/09/23
Date of the C.E.O. (DUSIB)
G.N.C.T. of Delhi

3077 (1B)
R-3077 D.D (1A)
13/9/23

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भाज़ादीका
अमृत महोत्सव



This may be
brought into the
notice of all concerned.

राज निवास
दिल्ली-११००६
RAJ NIWAS
DELHI-11006

Office of Chief Secretary, Delhi
Diary No. 22457 T-5
C. D. No.
Date 25/08/23

Pr Secy (Law)

[Signature]
27/8
28/08
J.S. (Law)

Subject: Implementation of the GNCTD (Amendment) Act, 2023.

A Report dated 21.08.2023 under section 45J (5) of the Government of NCT of Delhi Act, 1991 (GNCTD Act) has been submitted by the Chief Secretary, Delhi to Hon'ble Lt. Governor, in respect of the Orders dated 16.08.2023 and 19.08.2023 issued by the Hon'ble Minister (Services/Vigilance) in material departure from the provisions of article 239AA (4) of the Constitution, the GNCTD Act and the rules made thereunder. The copy of the said Report has also been forwarded to the Hon'ble Chief Minister and Hon'ble Minister (Services/Vigilance).

2. After perusal of the said Report, Hon'ble Lt. Governor has observed that as per Order dated 16.08.2023, Hon'ble Minister (Services/Vigilance) has issued directions to the Chief Secretary, Delhi, as under-

(a) All proposals for transfer and posting under section 45H (1) will be put up to NCCSA with the approval of Minister Services. After obtaining the approval of Minister Services, Secretary (Services) shall send the proposal to Member Secretary of the NCCSA for putting up before the NCCSA.

(b) All proposals for vigilance and non-vigilance related matters under section 45H (2) will be put up to NCCSA with the approval of Minister Vigilance. After obtaining the approval of Minister Vigilance, Secretary Vigilance shall send the proposal to Member Secretary of the NCCSA for putting up before the NCCSA.

3. Another Order dated 19.08.2023 was issued by the Hon'ble Minister (Services/Vigilance) directing the Chief Secretary, as under-

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concluded that the directions dated 16.08.2023 and 19.08.2023 issued by the Hon'ble Minister (Services/Vigilance) are contrary to the constitutional and statutory provisions and therefore, null and void.

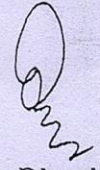
11. Therefore, in accordance with sub-section (2) of section 41 of the GNCTD Act, 1991, Hon'ble Lieutenant Governor has directed that,-

(a) The matter or proposal within the sole discretion of the Lieutenant Governor under section 41 of the GNCTD Act, 1991, including Part-IVA of the GNCTD Act, (as inserted by the GNCTD (Amendment) Act, 2023), are excluded from the business allocated to a Minister under rule 3 of the GNCTD (Allocation of Business) Rules, 1993, in accordance with article 239AA (4) of the Constitution;

(b) All such sole discretionary matters shall be processed and submitted for the decision of the Lt. Governor strictly through Chief Secretary.

12. Hon'ble Lt. Governor has desired that the Chief Secretary, Delhi may bring these directions to the notice of all Additional Chief Secretary/Principal Secretary/Secretary/Head of Department, etc. for strict compliance.

13. This issues with the approval of Hon'ble Lieutenant Governor.


(Chandra Bhushan Kumar)
Principal Secretary to LG

✓ Chief Secretary, GNCT of Delhi

~~U.O. No. 17(1) 2023/AN/A/2392~~

Dated: 24 AUG 2023

Copy for information to -

1. Union Home Secretary, Ministry of Home Affairs, Government of India
North Block, New Delhi-110001
2. Special Secretary to Hon'ble Chief Minister, Delhi
3. All Secretaries to Hon'ble Ministers, GNCTD