

GOA INFORMATION COMMISSION

Ground Floor, "Shrama Shakti Bhavan", Patto Plaza, Panaji.

Appeal No. 125/SCIC/2008

Mrs. Severina Fernandes,
Behind St. Rita Boutique,
Naika Vado, Calangute,
Bardez – Goa.

..... Appellant.

V/s.

1. Public Information Officer,
The Health Officer,
Primary Health Centre,
Candolim, Bardez – Goa.
2. First Appellate Authority,
The Director,
Directorate of Health Services,
Panaji – Goa.

..... Respondents.

CORAM:

Shri A. Venkataratnam
State Chief Information Commissioner

(Per A. Venkataratnam)

Dated: 01/12/2008.

Appellant in person.

Respondent No. 1 in person.

ORDER

The Appellant has requested the Public Information Officer, Respondent No. 1 herein, under the Right to Information Act, 2005 (RTI Act for short) for information by her request dated 24th June, 2008 on 6 points alongwith the documents. The Public Information Officer replied that information on points No. 1, 2, 3, 4 & 5 are not available in the Primary Health Centre and gave the information on point No. 6. On an appeal before the Respondent No. 2, an order was passed upholding the decision of the Public Information Officer. Hence, this second appeal filed on 01/09/2008.

2. Notices were issued on 6th October, 2008 to all the parties. The Appellant and Public Information Officer represented themselves in person. The stand of the Public Information Officer is that whatever information available was given and what is not available was not given. He has also submitted that he does not have Technical Personnel to reply to the questions of Public Information Officer who has asked

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certain information with respect to the survey numbers of the properties in which the constructions were made after obtaining the NOC from the Public Information Officer on health grounds. The Public Information Officer no doubt issues a NOC before a new construction is permitted by the Village Panchayat or reconstruction is permitted. Basically, he advises the Village Panchayat, which is the sanctioning authority of the licences for construction in their jurisdiction. The original papers should be available with the Village Panchayat and it is their responsibility to give the copies to the citizens. Hence, I direct that Public Information Officer should transfer the original request to the Village Panchayat of Calangute for supplying of information and documents on all the points raised by the Appellant except point No. 6.

3. The second appeal is, therefore, disposed off accordingly. Parties may be informed by post.

Sd/-
(A. Venkataratnam)
State Chief Information Commissioner

