

A L Badurdeen v Department of Technical Education and Training, Colombo

RTIC Appeal (In-Person Hearing)/362/2018- Order adopted as part of the formal meeting of the Commission on 02.10.2018

Order under Section 32 (1) of the Right to Information Act, No. 12 of 2016 and Record of Proceedings under Rule 28 of the Right to Information Rules of 2017 (Fees and Appeal Procedure)

Chairperson: Mr. Mahinda Gammampila
Commission Member: Ms. Kishali Pinto-Jayawardena
Commission Member: Mr. S.G. Punchihewa
Commission Member: Dr. Selvy Thiruchandran
Commission Member: Justice Rohini Walgama

Director-General: Mr. Piyathissa Ranasinghe

Appellant: A L Badurdeen

Notice issued to: Designate Officer, Department of Technical Education and Training, Colombo

Appearance/ Represented by:

Appellant - A.L. Badurdeen
PA - Wijitha Warnasuriya, Deputy Director (HRD)
W.U.D.K Devindi, Management Assistant

RTI Request filed on	19.03.2018
IO responded on	No response
First Appeal to DO filed on	23.04.2018
DO responded on	No response
Appeal to RTIC filed on	01.06.2018

Brief Factual Background:

The Appellant by letter dated 19.03.2018 requested the following item of information

1. *Information on accident of vehicle WP NA 4519*
 - a. *Copy of the Auditor General's Report referred to in letter of DTET/04/07/.../01/2017/13 and dated 04.12.2017 addressed to the Director General, Department of Pension.*
 - b. *Copy of the Report sent by the Department of Technical Education and Training, Colombo (hereinafter referred to as DTET) to obtain the Auditor General's report mentioned in "a" above.*

- c. Copy of the letter sent by DTET to the Secretary in support of obtaining the decision of the Secretary as per the letter of DTET/04/25/NA-4519 dated 03.08.2016.
- d. Copy of the DG's minute from the file relevant to "c" above.
- e. Copy of the report sent by the DTET to the Auditor General in response to the Audit Query of ජේපී/එල්/ඩීටීඊටී/එක්වී 21/36/2012 dated 15.03.2015.
- f. The copy of response from the Auditor General relevant to "e" above.
- g. Copy of the Internal Auditor's report/observant/minute to DG,DTET after obtaining my report dated 17.04.2013 in response to her letter of DTET/10/01/01/0/2013 dated 27.03.2013.

2. Information related to the Appellant's retirement

- a. Copy of the reply of Internal Auditor of DTET for no claim request by admin branch in my favour.
- b. Copy of the cover letter on sending my pension related to documents/file to Divisional Secretary's Office, Nintavur, if any.

As the IO failed to respond within the time period stipulated under the Act the Appellant on 23.04.2018 lodged an appeal with the DO. As the DO too failed to respond within the time period stipulated the Appellant preferred an appeal to the Commission on 01.0.2018.

Matters Arising During the Course of the Hearing:

The PA agreed to provide the information requested by the Appellant.

Order:

The Appellant is directed to visit the PA and identify the relevant documentation in relation to the information requested. The PA is directed to provide the same upon identification by the Appellant.

Order is conveyed to both parties in terms of Rule 27 (3) of the Commission's Rules on Fees and Appeal Procedures (Gazette No. 2004/66, 03.02.2017).

The Appeal is concluded.
