

J.S. RUWANWELLA .VS. SRI LANKA MAHAWELI AUTHORITY

RTIC Appeal (In Person) 1644/2018 (Order adopted as part of a formal meeting of the Commission on 27.01.2020)

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

Chairperson: Mr. Mahinda Gammampila

Commission Members: Mr. S.G. Punchihewa

Dr. Selvy Thiruchandran

Director- General: Mr. D.G.M.V Hapuarachchi

Appellant: J.S Ruwanwella

Notice issued to: Designated Officer, Sri Lanka Mahaweli Authority

Appearance/ Represented by:

Appellant: J.S Ruwanwella

Public Authority: K.G Perera, Designated Officer

RTI Request filed on:	11/02/2019
IO responded on:	28/03/2019
First appeal to DO filed on:	07/03/2019, 25/06/2019
DO responded on:	27/03/2019
Appeal to the RTIC appealed on:	26/05/2019

Briefly stated facts in appeal;

The appellant by the request on the above date to the Information Officer of the Public Authority had requested the following information inter alia;

The marks sheet and the attendance register of the interview held in the last quarter by the Sri Lanka Mahaweli Authority, for the post of Deputy Resident Manager in 2018.

The IO by his response dated 11.02.2019, has stated that the said requested information is exempted from disclosure under Section 29(2) of the Right to Information Act No. 12 of 2016, as such same was rejected.

Being aggrieved by the above decision of the IO the appellant lodged an appeal with the DO. The appellant was not successful in the afore said attempt too.

Thus the appellant preferred an appeal to the Commission for redress. Sequel to the receipt of the above appeal the Commission noticed both parties to appear before the Commission on 27.01.2020, for the hearing of the appeal.

Matters arising during the hearing of the appeal;

On the above date of the hearing both parties were present. The appellant contended that although certain information was released the same was not accurate. The stance of the public authority was that it has informed the Administrative branch to provide the accurate information to the appellant.

Order:

In the above context the Commission ordered the Public Authority to provide accurate information relevant to the above request.

Thus the Commission moved to conclude the appeal

Appeal is concluded.

Order is directed to be 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)

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Mahinda Gammampila- Chairman

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S.G. Punchihewa

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Dr. Selvy Thiruchandran

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Justice Rohini Walgama