



National Federation of

Akashvani and Doordarshan Employees (NFADE)

Room No. 333, Akashvani Bhawan, New Delhi - 110001

Website : www.nfade.org

Ref. No. :- NFADE/ MIB/ 2011/08

Date : 23/08/2011

Chairman
Anilkumar S.
9818759192

Smt. Ambika Soni
Hon'ble Minister
Ministry of Information & Broadcasting
New Delhi.

Secretary General
Kulbhushan Bhatia
9968272157

Read
Rawat
24/8/11

Sub: Instigating employees of AIR&DD for agitation by AS(B)

- 1 ARTEE
- 2 PSA OF AIR&DD
- 3 ADTEA
- 4 ADEA
- 5 Akhil Bharatiya
Akashvani Gr.D
Karamchari Sangh
- 6 AIR&DD Motor Drivers
Association
- 7 AIR&DD Stenographers
Association
- 8 DD Group D Union
- 9 Akashvani Announcers
Association
- 10 DPPA
- 11 DPPU
- 12 AIR CCW Employees
Union
- 13 JE Association CCW, AIR
- 14 AEs(E) of CCW
- 15 Audience Research
Employees Association
- 16 DDNP Forum
- 17 ARSA
- 18 ADLSA
- 19 DCWA
- 20 Broadcasting Musician
Association of AIR
- 21 CPEA of AIR&DD

Ref:

1. Various representations from this Federation
2. Various meetings with your good self
3. Six phases of agitation programme by this Federation.
4. Meetings with RLC, Delhi
5. Minutes of the meetings with TMC, Prasar Bharati
6. Instructions from AS (B) to take action on the matter settled in December 2010

Respected Madam,

We request your kind attention to the demand of NFADE to Repeal Prasar Bharati Act 1990 since it is proved beyond doubt that PB cannot survive without taking it back under the control of Govt of India. We are grateful to your positive approach in the matters faced by AIR&DD and its employees.

May we recall that nobody was taking the problems of PB seriously till, we the NFADE, made a lot of agitational programmes and approached senior leaders of the society to settle the issue.

We had the privilege of being heard by Hon'ble Prime Minister of the country on 16/12/2004 & 12/08/2005 in which he was sympathetic to our demand to protect AIR& DD and its employees. Accordingly the Hon'ble Group Of Ministers (GOM) was constituted on 07/3/2006 under the chairmanship of Shri. Shivraj Patil, the then Hon'ble Minister for Home affairs.

Hon'ble GoM granted a formal meeting with NFADE at the O/o Home Minister in the Hon'ble Parliament on 25.08.2006 in which we have brought all our experience with PB and requested for withdrawal of the Act or to amend the Act to ensure that employees & Assets be retained with the Govt. May we recall that we have approached almost all Hon'ble members of GoM including your goodself as the Hon'ble Minister for Culture.

Since no concrete measures were initiated to protect AIR&DD, inspite of the sympathetic attitude of Hon'ble GoM, we were compelled to start agitations especially to bring the issue before the Govt & the leaders of the society.

Deprival of production & Coverage of commonwealth games to the professionals of the organization, despite the demand with detailed project report from this Federation, had proved that the PB is neither for the interest of the country nor for the organization & its employees thereby compelling the employees to intensify the agitation.

o/c

Your goodself is very well aware that the Regional Labour Commissioner (C) intervened immediately after the agitation of 48 hrs boycott of duties by this Federation and when we have objected to the reconciliation we were told in clear terms in front of the representatives of the Directorates, PB and Ministry of I&B that **he was directed by the highest office of the country** to intervene to settle the matter before the Federation starts the 72 hrs boycott of duties.

The RLC in the meeting held on 25/11/2010, directed that since he is ceased of the matter, the Management will not take any punitive steps/harassment against the agitating employees on this matter, including the 48hours boycott of duties. RLC had meetings on 03/12/2010, 08/12/2010, 10/12/2010 etc and thereafter on the directive of RLC. Ministry had meeting on 09/12/2010 and further directed the Three-member committee of PB to negotiate with NFADE.

Accordingly the Three Member Committee, in the meeting held on 10/12/2010 decided that " A committee will be constituted under the Chairmanship of Member (Personnel), Prasar Bharati, along with representatives of NFADE to propose the necessary amendments in the Act and the representatives would present their proposal before the meeting of the PB Board. It was also decided that No action will be taken against the employees for the agitation including 48 hrs boycott of duties". Thereafter the Board granted a hearing to the representatives of the Federation in this regard in which Shri. Rajiv Takru was also addressed the representatives in the capacity of Nominated Member and in charge of CEO, PB.

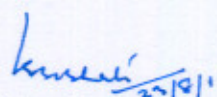
After the deferment of 72 hours boycott of duties on the basis of the agreement reached on 10/12/2010, the Federation decided not to go for agitation but to approach the leaders of the Society to tell them about the failure of the basic concept of the Prasar Bharati Bill and thereby to make efforts for Repeal the PB Act 1990.

Now, we are astonished to notice that the matter, settled way back in December 2010, is being reopened by the Shri. Rajiv Takru, Additional Secretary (B) vide his communication dated 29.07.2011. We fail to understand his motive but the only reason we feel that perhaps it is the only way to instigate the 38000 employees representing by NFADE to start the agitation.

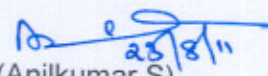
We are not aware of the reason because of which the AS(B) wants us to agitate, but never the less, we hope that his action have your concurrence and as such we would like to have a word from you.

If perchance the AS(B) does not have your concurrence, then the matter needs to be looked into and recurrence of such instigation should be prevented in future.

We request your goodself to kindly take necessary steps to ensure that the employees will not be compelled to start agitation because of misadventures of officials.


(Kulbhushan Bhatia)
Secretary General

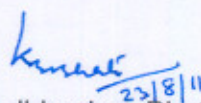


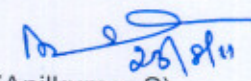

(Anilkumar S)
Chairman

प्रधान मंत्री कार्यालय
Prime Minister's Office
ब्लॉक अ.अ.ग
PAC/SECRETARY

Copy to:

1. Dr. Manmohan Singh, Hon'ble Prime Minister, Govt of India, New Delhi
2. Shri. P. Chidambaram, Hon'ble Minister for Home Affairs & Chairman GOM on Prasar Bharati
3. Shri. Ajit Kumar Seth IAS, Cabinet Secretary, Govt of India, New Delhi
4. Shri. Reghu Menon IAS, Secretary, Ministry of I&B, New Delhi


(Kulbhushan Bhatia)


(Anilkumar S)

ofc



BY HAND
MET-TODAY

PRASAR BHARATI SECRETARIAT
(PPC SECTION)
2ND FLOOR, PTI BUILDING,
SANSAD MARG, NEW DELHI.

No.A-10/118/07-PPC (Vol.II)

Dated: 23.03.2011

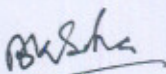
Shri Anil Kumar,
Chairman,
NFADE,
Akashvani Bhavan,
New Delhi.

Sir,

I am to inform you that Prasar Bharati Board members would like to meet you at 5.30 P.M. today i.e. 23.03.2011 in Prasar Bharati Secretariat on the subject matter of amendments to Prasar Bharati Act.

2. You are requested to make it convenient to attend the meeting.

Yours faithfully,


(B.K. Saha)
Manager (P)
Tele: 23737662

PRASAR BHARATI

Please recall the discussion in the meeting called to discuss the contingency plans to meet with the strike threat by three unrecognized Associations of Prasar Bharati.

2. As instructed and as noted by the Committee on Prasar Bharati Functioning, a large number of illegal orders and administrative measures have led to a situation where some selected groups of employees repeatedly try to influence Management decision making and hold the National Broadcaster organization to ransom. All such illegal administrative instructions need to be withdrawn forthwith.

3. In addition, all illegal benefits being enjoyed by some select employees under the guise of being Management favoured need to be looked at. It appears that financial and other service benefits have been extended completely illegally and outside the ambit of rules to these select employees who are also simultaneously exercising an illegal influence in purely administrative matters relating to other employees. Under no circumstances can any employee be allowed to interfere in service matters relating to any other employee. The question of interference in matters such as transfers of other employees simply does not arise. Please put up the complete implications of whatever illegal benefits have been extended so far as also who is responsible and from whom these illegally extended ~~benefits~~ have to be recovered. This needs to be done immediately.

4. In addition I want an Inquiry Report within 48 hours of why the Ministry's instructions of December 2010 to Prasar Bharati to take action under law for acts that would appear to attract various provisions of the penal code besides Conduct Rules during the staff agitation have not been followed. It needs no emphasis that even in the absence of such instructions from Government, it was the duty of Senior Administrative Officers in PB/DD/AIR to initiate proceedings under law on the mischief makers. Under the circumstances, if officers have been prevented officially from taking action by any level, it would need to be looked at carefully whether such action of preventing the law of taking its course would indeed amount to aiding and abetting or otherwise attract action under various provisions of law. In any case, there is no bar on initiating proceedings even now as the acts committed in December 2010 was serious in nature and there is no limitation so far on taking action

5. This issue may be treated with the gravity it deserves and the rectification measures/orders need to issue immediately as also action to fix responsibility and make recoveries as may be required as also set right any injustice that may have to be done to any employees because of this favoured treatment to a select few needs to be done with immediate effect.

[Rajiv Takru]
NM, PB and AS
29.07.2011

10.12.2010

Parties are present as per the attendance sheet kept on record.

The matter has been discussed in detail.

The representative of the Ministry of I&B has apprised that the Secretary, Ministry of I&B had a detailed meeting with the members of the Federation and all the issues have been discussed in detail. The point wise issues taken up in the meeting as apprised are as follow:

- i) The employees did not press for repeal of the P.B. Act. They demanded that comprehensive amendment of the P.B. Act be made. With regard to comprehensive amendments to Prasar Bharati Act, the Secretary informed that it is as per the fresh mandate given by the Group of Ministers. The Ministry is in process of formulating a proposal. The views of all the stakeholders including the Federation (NFADE) will be given due consideration by the Ministry while formulating the proposal for comprehensive amendment. The proposal will then be taken to Group of Ministers.
- ii) As regard to the amendment of Section 11 of the P.B. Act, the Secretary informed that it is in compliance of the directions of the Hon'ble Supreme Court and decision of the Group of Ministers regarding the status of employees. He also informed that the status of employees recruited upto 5.10.2007 is very clear i.e. they will be Central Govt. employees on deemed deputation to Prasar Bharati till retirement. The employees recruited thereafter shall be Prasar Bharati employees.
- iii) The employees expressed apprehension that the Prasar Bharati will not be able to meet the Non-Plan expenditure if only 50% operational expenditure is given as grants-in-aid. The Secretary informed that if there are inaccuracies in the figures submitted to Group of Ministers, and then Prasar Bharati will be asked to rework the figures and asked to come up with fresh projections. The Ministry will take up the matter with Group of Ministers for its consideration.

(iv) Regarding the demand of Federation for retaining assets of Prasar Bharati with Govt. the Secretary informed that as per the provisions of the P.B. Act, the assets stand transferred to Prasar Bharati w.e.f. from the date of coming into force of the Act, subject to such terms and conditions as may be prescribed. However, the assets have still not been transferred to Prasar Bharati. He further informed that as per the existing delegation of powers to Prasar Bharati, the Prasar Bharati cannot sell, mortgage or dispose of the assets without prior approval of the Govt. of India.

v) The Secretary also assured the NFADE that he will meet the Association more frequently in future and discuss all the issues of the concern to them. He appealed to the Federation that they should call off their agitation in national interest.

The Federation stated as follows:

They stated that inspite of going for the separate amendment under Section 11 of the Prasar Bharati Act, the Govt. should include the comprehensive amendment also so that the amendment can be done in totality. The federation also pressed upon that the assets and employees shall remain with the Govt. as regard to their functional and operational liabilities. They stated that they have considered reducing their demand of repeal of Prasar Bharati to Comprehensive amendment in the Prasar Bharati Act including Section 11 but now they emphasised that if the Govt. ensures that the Asset and employee can be retained with the Govt. by making minimum necessary amendments, that will fulfil their demand.

They also demanded the revival of committee constituted under the chairmanship of Secretary, Ministry of I&B, including the five members of NFADE to finalise the comprehensive amendments in the entire Act keeping in view the demand of the Federation.

The matter has been discussed with the parties at length. The Ministry has clarified the issues raised by them has already been clarified by the Secretary in the meeting. In view of the above since the Prasar Bharat, AIR and DD are the important constituents of communication. The Federation is requested not to go for any agitation as proposed during the pendency of the conciliation.

After prolonged and threadbare discussions with the parties the representatives of the Federation are advised that the Ministry of I&B is open for discussions and the Secretary has already held a detailed meeting with them. The Secretary, Ministry of I&B also agreed that the views of all the stakeholders including the NFADE will be given due consideration while formulating the proposal for comprehensive amendment before the proposal is taken to the GOM. In the light of the discussions I advised to the Federation that the issues raised by them cannot be solved in a day as it requires a reasonable period to take a shape. The Federation representatives should not forget that they are also a part and parcel of the Organisation and they are advised not to take any such steps which deteriorate and affect the image of the Organisation, as well as, sending wrong signal to the public against the Organisation. They are also advised that during the pendency of the conciliation any agitation is uncalled for.

The case is adjourned and next date is fixed on 18.2.2011 at 1130a.m.

[B.B.BHATNAGAR]

REGIONAL LABOUR COMMISSIONER [C]

NEW DELHI.

8.12.2010

The parties are present as per the Attendance sheet kept on record.

The matter has been discussed with the parties in detail

In the last hearing it was appraised by the Federation that Boycott of duties will be held as per the proposed programme if concrete solution is not made before 13.12.2010. Further, it was also advised to the Ministry of Information & Broadcasting that the issues which have been raised by the Federation they must submit their stand/decision before the closing hours of 07.12.10. It was also advised that if the boycott of duties happens the image of the country will be adversely affected, if the communication through Doordarshan and All India Radio is disturbed.

It was in the light of the discussion also advised that the Ministry of Information & Broadcasting to arrange the discussion with the Federation with the competent authority at a larger level. The representative of the Secretary, Ministry of Information & Broadcasting apprised that all the issues which have been raised by the Federation for which meeting with the Secretary, Ministry of Information & Broadcasting will be convened within a day or two to discuss all the issues which have been raised by the Federation. The Ministry will revert back on the issues which have been elaborated during the discussion and the decision taken by them. The same may be informed to this office immediately. The Federation is also advised that they may also intimate this office regarding the outcome of the discussions and to know their decision on the issue of their proposed agitation.

The Federation has expressed the fear that the management is threatening their members. In this regard both the parties are advised that since the matter is pending into conciliation, they obey the provisions of I.D. Act strictly.

The case is adjourned. Next date of hearing is 10.12.10 at 1130 hrs.

imw
[B.B.BHATNAGAR]
REGIONAL LABOUR COMMISSIONER[C]
NEW DELHI.


3.12.2010

Parties are present as per the attendance sheet kept on record.

The matter has been discussed in detail.

In the last hearing it was advised that the Federation to submit their specific issues which they wanted the clarification from the Ministry. The Federation submitted the issues and the copies have been given to all the parties i.e. Prasar Bharati, Ministry of I&B, Doordarshan and All India Radio. The Ministry requested that since the issues are to be discussed with other agencies like Prasar Bharati etc. so they requested some time to put up their reply. In this regard the Federation has already given a call for Boycott of duties for 72 hours to start from 13.12.2010 from 9.00a.m. onwards and to be converted to an indefinite if their demands are not accepted. In view of the seriousness of the matter the Ministry of I&B is requested to submit stand to this office before the closing hours of 7.12.2010 as the next hearing is fixed on 8.12.2010 at 11.00a.m.

During the discussions it has been apprised that the Committee headed by the Secretary, Ministry of I&B which have been constituted to look into the amendment of Prasar Bharati Act in which the Federation also as member of the Committee to give their view point. The committee had its last meeting on 18.3.2008 in which the Federation informed that they have requested for a comprehensive amendment in the P.B. Act rather than discussing one issue of Section 11 of P.B. Act which deals only the employees matters. They also requested during the meeting that the Prasar Bharati requires a comprehensive amendment to see the functional viability as well as the smooth functioning of the Prasar Bharati. The Federation also informed that the decision of the Committee has not been properly intimated to the Group of Ministers (GOM) for taking a decision. So they now requested that the issue of comprehensive of amendment may be placed before the GOM for taking a view on all the issues and to pass the same.



The Federation also requested that it is required that the said committee under the Chairmanship of Secretary, Ministry of I&B may be recalled to discuss the broader issue to be placed before the GOM for taking a view for necessary Comprehensive amendment in the P.B.Act. So the Federation is also agitated that they are fighting for the cause of the Organisation and its functional existence in the near future.

The rep. Present from the management side and also from Ministry of I&B clarified that the amendment of Section 11 of the P.B.Act is at an advance stage and requested that the same may be taken a shape which is for the benefits of the employees and the proposal submitted by the Federation in the shape of comprehensive amendment will also be discussed for further necessary action in due course. They also requested that the federation should co-operate and wait for a positive outcome and also the issues raised now will be adequately taken into consideration for further action. The Federation is not satisfied with the stand and wanted that instead of having a piecemeal amendment the problems of the employees as well as, the Organization can be resolved only through the comprehensive amendment in the P.B.Act. If the same is not agreed to by the Ministry and its constituents' parts, they have no other option but to go as their proposed boycott of duties. The Federation also stated that they are not covered under the purview of I.D.Act,1947.

In view of the above since the Prasar Bharat, AIR and DD are the important constituents of communication and if the same is disturbed it will affect the public at large. The Federation is requested not to go for any agitation as proposed during the pendency of the conciliation. The management is also requested to kindly submit the minutes of the GOM on this entire issues and also the minutes of the meeting chaired by the Secretary, Ministry of I&B along with the Federation of dated 18.3.2008.

Further the issues raised by the Federation, copies of which have already been given to them, to be replied positively before the closing hours of 7.12.2010. The Federation also requested that the issues may be discussed at a larger level through discussions at the level of Hon'ble Cabinet Secretary to resolve the pending issues and for the smooth functions of the Organisation.

In the light of the discussions as above and the fact that Federation is firm to go as per their proposed boycott of duties, if the same happens the communication through Doordarshan and All India Radio will be adversely affected. I advise to break the deadlock, an emergent meeting may be arranged with the Competent Authority at the highest level in the Ministry of I&B in National Interest immediately preferably before 8th Dec.2010 and the same may be communicated to me.

The case is adjourned and next date is fixed for 8.12.2010 at 1100a.m.

B.B. Bhatnagar
[B.B.BHATNAGAR]

REGIONAL LABOUR COMMISSIONER [C]

NEW DELHI.

25.11.2010

Parties are present as per the attendance sheet:

The matter has been discussed in detail. The Federation representatives emphasised that the Prasar Bharati Act (P.B.Act) should be repealed. The Federation also requested till such time the amendment in the P.B.Act may be stopped unless and until the comprehensive amendment discussed with the Federation. The Federation representatives also stated that we are law abiding citizens and during this span of Commonwealth Games since this was a national event, there was a strike call but they have withdrew their strike in the national interest. Further within this 48 hours of strike because of the Bihar Elections to be announced on 24.11.2010, they have exempted the whole of Bihar for any disruption for which they have also been appreciated by Director General, Door Darshan in writing. The Federation requested for revival of the Committee under the Chairmanship of the Secretary which was existed in 2007-08 to look into the comprehensive amendment in the P.B.Act. The Federation also made a concern that all those issues which have been addressed to the group of Ministers are been incorporated in. The management agreed to submit the minutes of the meeting.

The representative present from Ministry of I&B informed that the issues of Federation have been discussed in detail in a meeting held in the Ministry on 22.11.2010 and the same has been explained in detail to the representatives of the Federation. As regard to the amendment of Section 11 of the P.B.Act, Prasar Bharati amendment bill has been introduced in the Rajya Sabha on 31.8.2010. The Bill has been referred to the standing Committee for its examination. The Standing Committee has held two meetings with the Ministers and one meeting with the Representatives of the Association including Federation. The group of Ministers of Prasar Bharati have considered various agenda items regarding Prasar Bharati which also include the amendment of P.B.Act. The Ministry is taking follow up action on this and all the issues have also been properly addressed. The Ministry also clarified that the committee constituted in 2008 was for looking into the amendment of

Cabinet and a Bill has also been introduced into the Rajya Sabha for making amendment in the Section 11 of the Act.

After prolonged and threadbare discussions with the Federation, the representatives of the Federation are advised since the matter is pending in conciliation and any agitation/Strike during the pendency of conciliation will be in violation of the provision of Section 23 of the I.D. Act, 1947. They are advised to call off their agitation/strike with immediate effect also their proposed strike for 72 hours w.e.f. 13.12.2010 and indefinite strike thereafter if their demands are not accepted. The Federation is finally advised to give their specific issues which they wanted the clarification from the Ministry within 3 days. The same will be referred to the Ministry for their specific comments/decision. The Federation also requested that if any positive assurances are given they will call off their proposed strike to be commenced from 13.12.2010. They are advised to attend the peaceful conciliation so that the issues can be resolved amicably. The management is also advised that since the matter is already in conciliation they shall strictly follow the provisions of section 33 of the Industrial Disputes Act, 1947 and shall not take any action against any workman with the express permission in writing of the Authority before whom the proceeding is pending.

The case is adjourned and next date is fixed for 3.12.2010 at 1130am.

[B.B.BHATNAGAR]

REGIONAL LABOUR COMMISSIONER [C]

NEW DELHI.



प्रसार भारती
PRASAR BHARATI



No.A-10/(ii)118/2007-PPC

Dated: 11-12-2010

To

Shri Anil Kumar S,
Chairman,
National Federation of Akashwani &
Doordarshan Employees,
Akashwani Bhawan, New Delhi 110 001.

Sir,

Please refer to our several rounds of discussions held during the last few days including the one held today, the 11th December, 2010 relating to the call ~~off~~^{for} the boycott of duties issued by NFADE with effect from 13th December, 2010.

2. During the meeting today, we had discussed the communication dated 11th December, 2010 received from the Ministry of Information and Broadcasting. In view of the concerns raised by your Federation on the issue relating to the constitution of a Committee to discuss the various proposals made by the Federation and as agreed during the meeting, we confirm that Prasar Bharati shall constitute a Committee under the Chairmanship of Member (Pers.) including five office bearers of NFADE to discuss comprehensive amendments to the various Sections of the Prasar Bharati Act proposed by the Federation. The Committee will also include DG:Doordarshan, DG: All India Radio and other officers as may be decided.

3. Also, as requested, the Federation may make a presentation on the various suggested amendments to the Act before the Prasar Bharati Board after finalization of the Report of the Committee.

...Contd. 2/-



प्रसार भारती
PRASAR BHARATI




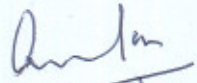
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4. In view of the above and as per the understanding given by the Ministry of Information and Broadcasting, vide its D.O. No.45011/20/2010-BA(P) (Pt.) dated 11th December, 2010 [copy enclosed] and the discussions held with the Three Member Committee, the Federation is requested to call off its proposed boycott of duties. As may be noted, the Government has agreed to discuss all the suggestions made by the Federation to the Prasar Bharati Act with the representatives of NFADE.

5. With reference to the demand made by the Federation and as a measure of goodwill to build up an atmosphere of trust and confidence, it is also agreed that there would be no victimization of any officials / officers of AIR and Doordarshan by the Management with reference to the incidents relating to the second phase of agitation from 23rd November, 2010 to 25th November, 2010 (except for cases of vandalism and those of criminal nature).

Yours faithfully,


(V. Shivakumar)
Member (Pers.)


(A K Jain) 11/12
Member (Finance)

D.O. No. 45011/20/2010 - BA(P) (Pt.)

संयुक्त सचिव
JOINT SECRETARYArvind Kumar
Tel. 23382597
Fax. 23381043

भारत सरकार
सूचना एव प्रसारण मंत्रालय
शास्त्री भवन, नई दिल्ली-110115
GOVERNMENT OF INDIA
MINISTRY OF
INFORMATION & BROADCASTING
SHASTRI BHAWAN, NEW DELHI - 110115
11th December, 2010

Dear Sir,

Please refer to your D.O. No.A-10/118/2007-PPC dated 10th December, 2010 addressed to Secretary (I&B) recommending that a Committee may be constituted in the Ministry to discuss comprehensive amendments to the Prasar Bharati Act, 1990, which would include 5 members of NFADE.

2. As you are aware, the GOM on Prasar Bharati (PB) has already mandated this Ministry to consider such amendments to the Act as are necessary and bring it before the GOM. Accordingly, Ministry had written to PB for its proposals/views in this regard. It was expected that Prasar Bharati would formulate its views after due consultation with various stakeholders in the organization. However, we are yet to receive the response of Prasar Bharati.

3. Be that as it may, in the process of finalizing its views and before submission of a proposal to the GOM, the Ministry will obviously give due consideration to the suggestions and views, if any, of different stakeholders. This includes the different Associations etc. in Prasar Bharati that may submit proposals on the subject.

4. In the circumstances, it is not considered necessary to formally constitute a Committee in the Ministry for the purpose. However, before finalizing its views, the Ministry is agreeable to have discussions with the representatives of NFADE on all their suggestions for amendments to the Act, once these are formally submitted. This may kindly be communicated to NFADE.

5. In the light of this assurance, NFADE may be requested to call off their programme for boycott of duties in the larger public interest.

With Regards

Yours sincerely,


(Arvind Kumar)

Shri A.K. Jain,
Member (Finance),
Prasar Bharati
PTI Building,
NewDelhi.



National Federation

of

Akashvani and Doordarshan Employees (NFADE)

Room No. 333, Akashvani Bhawan, New Delhi - 110001

Website : www.nfade.org

Ref. No. :-
Chairman
Anilkumar S.
9818759192

Sh. A.K.Jain, IAS M(F) / Sh. V.Shivkumar M(P)
Three Member Committee,
Prasar Bharati
New Delhi

Date : 11.12.2010.....
Secretary General
Kulbhushan Bhatia
9968272157


- 1 ARTEE
- 2 PSA OF AIR&DD
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- 21 CPEA of AIR&DD

Sub: Deferment of the proposed 72 hours Boycott of duties w.e.f 13.12.2010
Ref.: Notice dated 09-08-10 to Hon'ble MIB regarding agitation.

Sir,

This is with reference to the discussion held with you today at 03.30 pm., in which it was assured to the NFADE delegation vide letter No.A-10(II)118/2007-PPC dated 11.12.2010 on the issue relating to retention of employees & assets with the GOI. It is agreed to that a comprehensive amendment shall be discussed with the representatives of NFADE before finalising the agenda for the Hon'ble GOM by the Ministry of I & B and Prasar Bharati. **It is to inform you that NFADE has decided to defer its proposed 72 hours boycott of duties w.e.f 13.12.2010.** The Federation has taken this step of deferment in the light of the confidence building measures undertaken and the mutual trust reposed in the negotiation process by the TMC.

With warm regards,


Kulbhushan Bhatia
Secretary General


P.N. Bhaktha
Vice-Chairman


Sanjay Kumar
Vice-Chairman


Anilkumar S.
Chairman


V.N. Jha
Vice-Chairman

Copy for kind information to:

1. Ms. Ambika Soni, Hon'ble Minister for Information & Broadcasting
2. Shri Raghu Menon IAS, Secretary, Ministry of I & B, Shastri Bhavan, New Delhi.
3. Ms. Noreen Naqvi, Director General, All India Radio, New Delhi.
4. Ms. Aruna Sharma IAS, Director General, Doordarshan, New Delhi.
5. Sh. M.C. Aggarwal, Engineer –in-Chief, All India Radio, New Delhi.
6. Sh. R.R. Prasad, Engineer – in – Chief, Doordarshan, New Delhi.

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3/12/10

PRASAR BHARATI
(Broadcasting Corporation of India)
Prasar Bharati Board Secretariat

No.9/1/2010-PBB

Dated: 06.12.2010

Subject: Minutes of the Meeting of the Three-Member Committee held on 6th December, 2010 (Monday) at 3.00 p.m. in the Conference Room, Prasar Bharati Secretariat.

The Three-Member Committee (TMC) met today i.e. 6th December, 2010 (Monday) at 3.00 PM in the Conference Room of Prasar Bharati Secretariat, New Delhi.

2. CEO did not attend the meeting. Enquiries were made from office of the CEO. It was informed that CEO was not in office and that he was also not accessible over phone. The Committee waited for 10 minutes for the CEO to join before starting the proceedings. The following Members of the TMC attended the meeting:

- i) Shri A K Jain, Member (Finance).
- ii) Shri V. Shivakumar, Member (Personnel).

The representatives of the National Federation of Akashwani and Doordarshan Employees (NFADE), as shown in the Annexure, also attended the meeting.

3. Member (Personnel) welcomed the representatives of the National Federation of Akashwani and Doordarshan Employees (NFADE) who had agreed to meet the Three-Member Committee for

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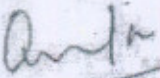
Jeved today
9/12/10
2:00 PM
C. S.

discussions on the issues brought out by the Federation in relation to the Phase-III of their agitation.

At the outset, the Shri Anil Kumar, Chairman of the Federation stated that it has come to their knowledge that steps had been initiated by in both AIR and Doordarshan for taking disciplinary action against officers / staff members for their participation in the 48-hour agitation from 9.00 a.m. of 23rd November, 2010 to 9.00 a.m. of 25th November, 2010. The members of the Federation expressed their concern that such precipitate action was being taken even as they were holding discussions with the Three-Member Committee and also separately Conciliation proceedings were on with the Regional Labour Commissioner. They stated that this was not conducive for resolution of the issues at hand.

After considering the matter, the Committee decided and conveyed to the Federation members that all such actions wherever taken / initiated would be kept in abeyance for the present and that DG, AIR, E-in-C, AIR, DG, Doordarshan and E-in-C, Doordarshan be directed to place any such matter/ proposal before the Three-Member Committee for its consideration before proceeding with any action.

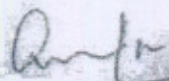
4. The Federation members stated that they had substantive demands seeking repeal of the Prasar Bharati Act and protection of the status of employees working in Prasar Bharati as Government servants. They had also demanded that all assets should be retained by the Government. It was stated that initially they had wanted the Prasar Bharati Act to be repealed but had offered that they could drop this demand if the Government did not consider it viable, provided





that the employee concerns relating to their status and issues relating to funding employee related liabilities were adequately taken care of. In this context, they stated that if the assets were not retained by the Government, they would be subject to various taxes like property tax levied by the State Governments and that, by itself, would result in huge additional liabilities which would stretch the financial position of Prasar Bharati and further impair its capacity to meet even the minimum employee related costs. The Federation Members also handed over a copy of the minutes of the meeting of the Committee constituted in the Ministry of Information and Broadcasting under the Chairmanship of the Secretary to consider and recommend amendments to the Prasar Bharati Act held on 18th March, 2008. The said meeting of 18th March, 2008 was attended by Members of the Federation. Members of the Federation expressed their dismay that even though assurances were given in that meeting that comprehensive amendments proposed by them would be duly considered, the present proposals to affect amendments in the Prasar Bharati Act had been taken forward without any further consultation with them.

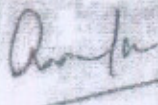
Member (Finance) stated that the issues raised had been discussed in some detail with the Federation Members in meetings over successive days when Member (Personnel) was also present. While taking cognizance of the demands, he added that it was necessary for the Federation to look into the issues with an open mind in an atmosphere of trust and confidence. He expressed the need for the Federation to take into account that it would not be possible for the Prasar Bharati to consider their demands like status of future recruits and retention of Assets since they fall within the domain of broad policy and strategic consideration of the Government. Member (Personnel) stated that it would be reasonable to expect the Federation to



modulate their demands with reference to issues which directly concerned employee welfare and their genuine grievances. Member (Finance) added that Prasar Bharati would consider the entire question of funding in light of the specific concerns of the employees. A fresh proposal in this regard could be prepared and submitted to the Ministry if it is so desired. The Committee felt that Ministry of I&B may be requested to consider the specific demands of the Federation to the extent possible. The Federation Members stated that they were prepared to consider withdrawing the third phase of the agitation provided that they could receive satisfactory assurances from Prasar Bharati and the Government that their genuine demands were being satisfactorily addressed. Shri Anil Kumar, President stated that while they acknowledge the initiative taken by the Three Member Committee in discussing their issues and problems, they hoped that they would obtain a similar comfort level from the Ministry of I&B also while considering their demands.

The Committee assured the Federation Members in this regard and decided to request the Ministry of I&B to convene a meeting at the appropriate level to discuss the issues with the Federation within the next 2-3 days. It was also decided by the Committee that if the Ministry of I&B desired, suitable alternative proposals would be quickly formulated and sent to the Ministry for its consideration. The Committee authorized Member (Finance) to send a communication to Secretary (I&B) in the matter.

The Federation also requested that they may be allowed to interact with the Prasar Bharati Board and give a presentation on the various demands raised by them. The Committee indicated that it should be possible to arrange such an interaction in consultation with the Chairperson. At this stage, the Members of the Federation left the meeting and the meeting continued.



LIST OF MEMBERS OF THE NATIONAL FEDERATION OF AKASHWANI AND DOORDARSHAN EMPLOYEES WHO ATTENDED THE MEETING OF THE THREE MEMBER COMMITTEE HELD ON 6TH DECEMBER, 2010 AT 3.00 PM.

1. Shri Anil Kumar, Chairman.
2. Shri Kulbhushan Bhatia, Secretary General
3. Shri P N Bhakta, Vice-Chairman
4. Shri Sanjay Kumar, Vice-Chairman
5. Shri V.N. Jha, Vice-Chairman
6. Shri Kuldeep Bhan, Executive Member.

cc: chairman NAFED.

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