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THE ANDHRA PRADESH GAZETTE
PART IV-B EXTRAORDINARY
PUBLISHED BY AUTHORITY

No. 24] AMARAVATI, SATURDAY, 17th AUGUST, 2019.

ANDHRA PRADESH ACTS, ORDINANCES AND
REGULATIONS Etc.,

The following Act of the Andhra Pradesh Legislature received the assent of the Governor on the 14th August, 2019 and the said assent is hereby first published on the 17th August, 2019 in the Andhra Pradesh Gazette for general information :

ACT No. 24 of 2019

AN ACT TO PROVIDE RESERVATION IN NOMINATED POSTS FOR POLITICAL UPLIFTMENT OF BCs, SCs, STs AND MINORITIES AND FOR MATTERS CONNECTED THEREWITH OR INCIDENTAL THERETO.

Be it enacted by the Legislature of the State of Andhra Pradesh in the Seventieth Year of the Republic of India, as follows:

1. (1) This Act may be called the Andhra Pradesh (50 Percent Reservation to BCs, SCs, STs and Minorities in all the Nominated Posts) Act, 2019. Short title, extent and commencement.

(2) It extends to the whole of the State of Andhra Pradesh.

(3) It shall come into force on such date as the State Government may, by notification in the Andhra Pradesh Gazette, appoint.

2. In this Act, unless the context otherwise requires,-

Definitions.

- (a) "Backward classes" means the class or classes of people other than the Scheduled Castes and the Scheduled Tribes, who are socially and educationally backward, as may be notified by the Government of Andhra Pradesh in the State Gazette, from time to time;
- (b) "Government" means the Government of Andhra Pradesh;
- (c) "Minority", for the purposes of this Act, means a community notified as such by the Central Government;
- (d) "Nominated Post" means Office to which an appointment is made or proposed by the Government;
- (e) "Notification" means Notification published in the Andhra Pradesh Gazette and the word notified shall be construed, accordingly;
- (f) "Prescribed" means prescribed by Rules made under this Act;
- (g) "Scheduled Castes and Scheduled Tribes" shall have the meanings assigned to them respectively under Clause (24) and Clause (25) of Article 366 of the Constitution of India.
3. There shall be 50 % Reservation to BCs, SCs, STs and Minorities in all the nominated posts in all the Corporations / Agencies / Bodies / Boards / Societies / Committees functioning under all the Administrative Departments of the State of Andhra Pradesh,-
- (i) There shall be 50 % Reservation to BCs, SCs, STs and Minorities in respect of all the nominated posts of Chairpersons in all the Corporations / Agencies / Bodies / Boards / Societies / Committees, functioning under all the Administrative Departments of the State of Andhra Pradesh;
- (ii) There shall be 50% Reservation to BCs, SCs, STs and Minorities in respect of all the nominated posts of Directors/Members in all the Corporations / Agencies / Bodies / Boards / Societies / Committees, functioning under all the Administrative Departments of the State of Andhra Pradesh;
- (iii) There shall be 50% Reservation in the Nominated Posts of Directors/ Members in Every Corporation/Agency/Body/Board/ Society/ Committee, as a Unit;
- (iv) There shall be a minimum of 50% reservation for women out of the reservation earmarked for BCs, SCs, STs & Minorities in their respective Reservations in the nominated posts;

- (v) The above mentioned reservation is not applicable to the Bodies and Boards created under The Andhra Pradesh Charitable and Hindu Religious Institutions and Endowments Act, 1987 and The Wakf Act, 1995.

Act No. 30 of
1987.
Central Act No.
43 of 1995.

4. The 50% reservation to BCs, SCs, STs and Minorities in nominated posts shall be apportioned as follows :

Earmarking.

Sl. No.	Category	Percentage of Reservation
1.	BCs & Minorities	29%
2.	SC	15%
3.	ST	6%
	TOTAL	50%

5. General Administration Department shall be the Nodal Department to monitor the reservation in the nominated posts. The Administrative Department concerned shall submit information in respect of said reservation to the GAD which shall maintain the list of all such nominated posts.

Nodal
Department.

6. (1) If any difficulty arises in giving effect to the provisions of the Act, the Government may, by order, make such provisions, not inconsistent with the provisions of the Act, as appear to them to be necessary or expedient for removing the difficulty:

Power to remove
difficulties.

Provided that no such order shall be made after the expiry of two years from the commencement of the Act.

(2) Every order made under this section shall as soon as, may be, after it is made, laid before each house of the State Legislature.

7. Unless otherwise expressly provided in this Act, the provisions of this Act and of any orders and rules made thereunder shall have effect, notwithstanding anything inconsistent therewith contained in any other law for the time being in force or any instrument having effect by virtue of such law.

Act to override
the other laws.

8. (1) The Government may, by notification, make rules for carrying out all or any of the purposes of this Act.

(2) Every rule made under this Act shall, immediately after it is made, be laid before the Legislature of the State, if it is in session and if it is not in session, in the session immediately following for a total period of fourteen days which may be comprised in one session or in two successive sessions and if, before the expiration of the session in which it is so laid or the session immediately following the Legislature agrees in making any modification in the rule or in the annulment of the rule, the rule shall, from the date on which the modification or annulment is notified, have effect only in such modified form or shall stand annulled as the case may be so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

SALADI VENKATESWARA RAO,
Secretary to Government (FAC),
Legal and Legislative Affairs & Justice,
Law Department.



V. M. D.
BRINCIPAL 2/8/24
A.S.D. GOVT. DEGREE COLLEGE (W)
AUTONOMOUS
KAKINADA

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

GAD – Implementation of 10% Reservation to the Economically Weaker Sections for admissions into Educational Institutions- Orders – Issued.

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GENERAL ADMINISTRATION (SERVICES.D) DEPARTMENT

G.O.MS.No. 65

Dated: 14-07-2021.
Read the following :-

1. From the Ministry of Law and Justice (Legislative Department), the Constitution (One Hundred and Third Amendment) Act, 2019.
2. G.O.Ms.No.60, Backward Classes Welfare (F) Department, dt:27.07.2019.

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ORDER:

The Government of India, in the reference first read above, has brought out the Constitution (One Hundred and Third Amendment) Act, 2019 inserting Clause (6) in Article 15 and Clause (6) in Article 16 in the Constitution providing for 10% reservation in admissions into Educational Institutions and appointments or posts in favour of Economically Weaker Sections of citizens other than the Scheduled Castes, the Scheduled Tribes and the Socially and Educationally Backward Classes.

2. In pursuance of the above and as per the interim orders passed by the Honourable High Court in WP No.8556 of 2019 filed by Sri Kalle Chandra Sekhar Sharma and Smt. Kalle Mitravinda, Government have issued G.O.Ms.No.60, Backward Classes Welfare(F)Department, dt:27.07.2019 for implementation of 10% reservation to the Economically Weaker Sections for admission into Educational Institutions for the academic year 2019-20.
3. Government, after careful examination, extend the operation of G.O.Ms.No.60, Backward Classes Welfare(F)Department, dt:27.07.2019 for the current and subsequent academic years with the following revised /reiterated operational guidelines with respect to the eligibility :-
 - i. The persons who are not covered under existing scheme of reservations for the Scheduled Castes, the Scheduled Tribes and the Socially and Educationally Backward Classes and whose gross annual family income is below Rs.8.00 lakh are to be identified as Economically Weaker Sections (EWS) for the benefit of reservation. The income shall also include income from all sources i.e. salary, agriculture, business, profession, etc. for the financial year prior to the year of application.
 - ii. The term "Family" for this purpose will include the person who seeks benefit of reservation, his/her parents and siblings below the age of 18 years as also his/her spouse and children below the age of 18 years.

- iii. 1/3rd (33 1/3 %) of the seats enhanced for the purpose of accommodating the EWS Category students shall be earmarked to women among them. The one-third reservation earmarked for women is horizontal.
- iv. The persons seeking the benefit of reservation under EWS category shall obtain the necessary EWS Certificate issued by the Tahsildar concerned.
4. This Order is issued subject to the outcome of Writ Petitions and Public Interest Litigations (PILs) filed in this regard before the Hon'ble Courts.
5. All the Administrative Departments concerned / Districts Collectors are therefore requested to take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
CHIEF SECRETARY TO GOVERNMENT

To
All the Departments in Secretariat.
All the Heads of Departments in the State.
All the District Collectors in the State.
The Secretary, APPSC, Vijayawada.
The Advocate General, A.P.
The Law Department, A.P. Secretariat.
The Registrar (Admn.), Hon'ble High Court of A.P.
The Hon'ble High Court of A.P., Amaravathi.
Copy to :-
The P.S. to Secretary to the Hon'ble C.M.,
The P.S. to the Hon'ble Minister for B.C. Welfare.
The OSD to Chief Secretary to Government.
The P.S. to Spl. C.S, B.C. Welfare Dept.
Sc/Sf.

// FORWARDED :: BY ORDER //

SECTION OFFICER



V. Ananta Reddy
2/8/24
PRINCIPAL
A.S.D. GOVT. DEGREE COLLEGE (M)
AUTONOMOUS
KAKINADA