

**GOVERNMENT OF TELANGANA
BACKWARD CLASSES WELFARE (OP) DEPARTMENT**

Memo.No.3009/BCW/OP/2011,

Dated:18.12.2015

Sub:- BCWD – Reservation for Socially and Educationally Backward Classes (SEBC) in Civil Posts and Services under State Government - Criteria to determine the Creamy Layer among Backward Classes as fixed by the Government of India – Adaptation of the annual income ceiling and other guidelines from the erstwhile State of Andhra Pradesh by the State of Telangana **“income from the salaries and income from the agricultural land shall not be taken into account” while computing annual income ceiling limit of Rs.6.00 lakh – “Creamy Layer” / “Non-Creamy Layer” - Application Format in Form-VII A and Certificate Format in Form-VII B prescribed and guidelines communicated –Reg**

- Ref:-
1. From the Joint Secretary to the Govt. of India, Ministry of Personnel, Public Grievances & Pensions (Department of Personnel & Training), New Delhi Office Memorandum No.36012/22/93-Estt.(SCT), Dated.08.09.1993.
 2. From the Joint Secretary to the Govt. of India, Ministry of Personnel, Public Grievances & Pensions (Department of Personnel & Training), New Delhi Lr.No.36012/22/93-Estt (SCT), Dt.15.11.1993
 3. Govt. of Andhra Pradesh Memo.No.3047/P2/94-4, Dated 28.03.1994
 4. From the Deputy Secretary to the Govt. of India, Ministry of Personnel, Public Grievances & Pensions, Department of Personnel & Training, New Delhi Office Memorandum No.36033/3/2004-Estt.(Res), Dated.09.03.2004.
 5. G.O.Ms.No.3, B.C. Welfare (C) Department, Govt., of A.P., Dated.04.04.2006
 6. From the Director, Government of India, Ministry of Personnel, Public Grievances & Pensions, Department of Personnel & Training, New Delhi Office Memorandum No.36033/3/2013-Estt.(Res.), Dated.14.10.2004
 7. From the Under Secretary to the Govt. of India, Ministry of Personnel, Public Grievances & Pensions, Department of Personnel & Training, New Delhi Office Memorandum No.36033/1/2013-Estt.(Res), Dated.27.05.2013
 8. G.O.Ms.No.26, BCW(C) Dept., Govt., of A.P., Dated.09.12.2013
 9. The Andhra Pradesh Re-organisation Act, 2014 (Central Act No.6 of 2014)
 10. From the Joint Secretary to the Govt. of India, Ministry of Personnel, Public Grievances & Pensions (Department of Personnel & Training), New Delhi Lr.No.36036/2/2013-Estt (Res), Dt.30.05.2014
 11. G.O.Ms.No.5, Scheduled Caste Development (POA.A2) Department, Dt.08.08.2014
 12. G.O.Ms.No.3, Backward Classes Welfare (OP) Department, Dt.14.08.2014
 13. G.O.Ms.No.4, Backward Classes Welfare (OP) Department, Dt.30.08.2014
 14. G.O.Ms.No.5, Backward Classes Welfare (OP) Department, Dt.02.09.2014
 15. G.O.Ms.No.11, Scheduled Castes Development (POA.A2) Department, dated 17.09.2014

16. G.O.Ms.No.8, Backward Classes Welfare (OP) Department,
Date.13.11.2014
17. G.O.Ms.No.2, Scheduled Caste Development (POA.A2)
Department, Dt.22.01.2015
18. G.O.Ms.No.16, Backward Classes Welfare (OP) Department,
Dt.11.03.2015
19. G.O.Ms.No.34, Backward Classes Welfare (OP) Department,
Dt.08.10.2015

In the reference 1st cited orders were issued regarding criteria for exclusion of the Socially advanced persons/sections from the benefit of reservations for Other Backward Classes (OBCs) in civil posts and services under Government of India, following the Supreme Court Judgment in Indira Sawhney and others Vs. Union of India and others case (Writ Petition (Civil) No.930 of 1990) and recommendations of the Expert Committee appointed by the Government of India.

2. Further, it is informed that in the reference 6th cited above Government of India, have issued clarifications regarding Creamy Layer among OBCs and have also clarified in Para 10 of the said Letter that **"while applying the Income/Wealth Test to determine creamy layer status of any candidate as given in Category-VI of the Schedule to the OM.No.36012/22/93-Estt.(SCT), Dated.08.09.1993 (i.e., reference 1st cited above), income from the salaries and income from the agricultural land shall not be taken into account".**

3. The erstwhile Government of Andhra Pradesh, issued orders in the reference 5th cited above, adapting all the criteria to determine the Creamy Layer among the Socially and Educationally Backward Classes, as fixed by the Government of India from time to time etc., which has been adapted by the Government of Telangana vide reference 16th cited.

4. Further, it is informed that vide reference 11th cited Government of Telangana have adapted the Andhra Pradesh (Scheduled Castes, Scheduled Tribes and Backward Classes) Regulation of Issue of Community, Nativity and Date of Birth Certificate Act, 1993 and Andhra Pradesh (Scheduled Castes, Scheduled Tribes and Backward Classes) Issue of Community, Nativity and Date of Birth Certificate Rules, 1997 and amended the same vide references 15th and 17th cited.

5. Further, in the references 12th read with 13th, 14th, 18th cited above, orders were issued adapting the relevant Government Orders issued in the undivided State of Andhra Pradesh, u/s 101 of the Andhra Pradesh Reorganisation Act, 2014 along with the list of (112) castes/communities group wise as Backward Classes with percentage of reservation, as specified therein for the State of Telangana. Further the updated the list of Socially and Educationally Backward Classes for the State of Telangana was notified vide reference 19th cited above.

6. Further, it is informed that Government of India have prescribed the application and certificate format in which the candidates belonging to Other Backward Classes (OBCs) have to furnish the Caste Certificate/ Community Certificate to avail the benefit of reservation wherein a provision has been made for certifying whether the individual belongs to Creamy Layer category or not, in addition to certifying one's Caste/ Community vide reference 2nd cited and revised the same vide reference 10th cited.

7. Accordingly, the application format, in Form-VII A, in which the candidates belonging to Socially and Educationally Backward Classes in the State of Telangana, have to apply to the Caste Certificate Issuing Authority, for issue of "Creamy/Non-Creamy Layer Certificate" as appended at Annexure I and the Certificate Format, Form-VII B, in which the Caste Certificate Issuing Authority have to issue "Creamy/Non-Creamy Layer Certificate" to the applicant as appended at Annexure-II to this memo. All the Revenue Officials in the State of Telangana not below the rank of Tahsildar shall be the Issuing Authority for Creamy/Non-Creamy Layer Certificate.

8. Further, it is informed that the detailed guidelines and clarifications issued by the Government of India in the reference 1st and 6th cited above (copy enclosed) have to be followed while issuing "Creamy/Non-Creamy Layer Certificates" to the Socially and Educationally Backward Classes members and the **income from the salaries and income from the agricultural land shall not be taken into account**, while determining the Creamy/Non-Creamy Layer status of the applicant.

9. Any further clarification required in this regard may be obtained from the Government.

10. The Chief Commissioner of Land Administration/all District Collectors/Commissioner, Backward Classes Welfare Department, Telangana State, Hyderabad are therefore requested to bring the same to the notice of all the Caste Certificate Issuing Authorities.

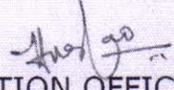
Dr.T.RADHA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Chief Commissioner for land Administration, Government of
Telangana, Hyderabad (w.e)
All the District Collectors in the State of Telangana (w.e)
The Commissioner, Backward Classes Welfare Department, Telangana
State, Hyderabad

Copy to

All the HoDs under the control of BC Welfare Department, Government of Telangana, Hyderabad
All the DDs/DBCWOs in the State of Telangana
The Secretary, Telangana State Public Service Commission, Hyderabad
The Secretary to Government, Law Department, Telangana Secretariat, Hyderabad
The Prl. Secretary to Government, GA (Services) Department, Telangana Secretariat, Hyderabad
The PS to Chief Secretary to Government, Telangana Secretariat, Hyderabad
The PS to M (BCW)
The PS to the Hon'ble Chief Minister, Government of Telangana, Telangana Secretariat, Hyderabad
The Secretary to Government, Scheduled Caste Development Department, Telangana Secretariat, Hyderabad
The Secretary to Government, Tribal Welfare, Telangana Secretariat, Hyderabad
The Secretary to Government, Minorities Welfare, Telangana Secretariat, Hyderabad
The Commissioner, Scheduled Caste Development Department, Telangana State, Hyderabad
The Commissioner, Tribal Welfare, Telangana State, Hyderabad
The Commissioner, Minorities Welfare, Telangana State, Hyderabad
All the Deputy Directors, Scheduled Caste Development Department in the Telangana State
The Advocate General, Government of Telangana, High Court of Judicature at Hyderabad for the State of Telangana and Andhra Pradesh, Hyderabad
The Additional Advocate General, Government of Telangana, High Court of Judicature at Hyderabad for the State of Telangana and Andhra Pradesh, Hyderabad
All the Spl. Government Pleaders/Government Pleaders, Advocate General, Government of Telangana, High Court of Judicature at Hyderabad for the State of Telangana and Andhra Pradesh, Hyderabad

//FORWARDED: BY ORDER//


SECTION OFFICER

ANNEXURE-I

Form-VII A

FORM OF APPLICATION FOR ISSUE OF CREAMY LAYER/NON- CREAMY LAYER STATUS CERTIFICATE RELATING TO BACKWARD CLASSES GROUP-A, B, C, D & E IN RESPECT OF CIVIL POSTS AND SERVICES WITHIN THE STATE OF TELANGANA UNDER SECTION 3(1) OF ACT 16 OF 1993

(Information to be furnished by the applicant himself/her self supported by the documentary evidence)

To
The Tahsildar,
_____Mandal/Division
_____District

Sir,

I am in need of a Creamy Layer/Non-Creamy Layer Certificate for me/ my son/ my daughter for applying in the Civil posts and services within the State of Telangana for which the relevant detail are given below:

1. Full Name of the applicant including surname:
(in Block letters)
2. Gender of the Applicant (Male/ Female):
3. Date of birth and Age:
4. Complete Residential Address:
 - (a) Present
 - (b) Permanent
5. Religion:
6. Caste:
7. Sub-Caste:
8. Name of Father/Husband including surnames:
9. Name of Mother including surname:
10. Occupation of Father /Husband:
11. Occupation of Mother:
12. Serial Number of the Caste in the list of
Socially and Educationally Backward Classes
in Group-A, B, C, D & E in the State of Telangana
13. Aadhar Card No. (Optional)

14. Household Survey No.
 15. Status of Parent (s)/Husband

Father/Husband

Mother

(A) Constitutional Posts

(i) Designations

(B) I. Government Services

(i) Service (Central/State)

(ii) Designation

(iii) Scale of Pay, including classification, if any,

(iv) Date of appointment to the post

(v) Age at the time of promotion to Class-I Post in the Government of India/Central Public Sector Undertakings (if applicable)

II. Employment in International Organisation:

e.g. United Nation Organisation (UN),
 United Nations International Children Emergency Fund (UNICEF),
 World Health Organisation (WHO),
 Food and Agriculture Organisation (FAO),
 International Atomic Energy Agency (IAEA),
 International Civil Aviation Organisation (ICAO),
 International Fund for Agricultural Development (IFAD),
 International Labour Organisation (ILO),
 International Maritime Organisation (IMO),
 International Monetary Fund (IMF),
 International Telecommunication Union (ITU),
 Universal Postal Union (UPU),
 World Bank Group (WBG),
 World Intellectual Property Organisation (WIPO),
 World Meteorological Organisation (WMO),
 United Nations World Tourism Organisation (UNWTO),
 United Nations Office on Drugs and Crimes (UNODC),

(i) Name of Organisation

(ii) Designation

(iii) Period of service

(indicate date from.....to.....)

III Death/Permanent Incapacitation in the Services of Government of India and Central Public Sector Undertakings (Omit if not applicable)

(i) Date of death/Permanent Incapacitation putting an officer out of service

(ii) Details of Permanent Incapacitation

(C) Employment to State Government of India and Central Public Sector Undertakings etc.,

- (i) Name of Organisation
- (ii) Designation
- (iii) Date of appointment to the Post.

(D) Armed Forces (Army, Navy and Air-force) including Para-military Forces

(e.g. Central Reserve Police Force (CRPF), Border Security Force (BSF), Indo-Tibetan Border Police (ITBP), Central Industrial Security Force (CISF), Sahara Seema Bal and Assam Rifles)

(This will not include persons holding civil posts.)

- (i) Designation
- (ii) Scale of Pay

(E) Professional Class (other than those covered to item Nos. B & C) and those engaged in trade, Business and Industry

(eg., doctor, lawyer, chartered accountant, Income-Tax consultant, financial or management consultant, dental surgeon, engineer, architect, computer specialist, film artists, and other film professionals, author, play-writer, sports person, sports professionals, media professional or any other vocations of like status)

- (i) Occupation/Profession

(F) Property-Owners

I. Agricultural Land Holding: owned by mother, Father & minor children

- (i) Location
- (ii) Size of holding
- (iii) (a) Irrigated
(type of irrigated land)
 - (i)
 - (ii)
 - (iii)
- (b) Un-irrigated

(iv) Percentage of irrigated land holding upto statutory ceiling limit under State land Ceiling laws.

(v) If land holding is both irrigated/un-irrigated total irrigated

land Ceiling laws.

(vi) Percentage of Total irrigated land holding upto statutory ceiling limit as per, (iv)

II. Plantation:

- (i) Crops/Fruit
- (ii) Location
- (iii) Area of Plantation

III Vacant land and /or building in urban areas or urban agglomeration

- (i) Location of Property.
- (ii) Details of Property
- (iii) Use to which it is put.

(G) Income/Wealth,

(i) Annual family income from all sources:
(excluding salaries & Income from agricultural land)

(ii) Whether Tax Payer (Yes/No):
(if yes, a copy of the last three years return be furnished)

(iii) Whether covered in Wealth Tax Act (Yes/No):
(if so furnish details)

16. Any remarks.

17. I certify that above said particulars are true to the best of my knowledge and belief and that I do not belong to the Creamy Layer of BCs Group-A/B/C/D/E and eligible to be considered for Civil posts and services reserved for BC's Group-A/B/C/D/E. In the event of any information being found false or incorrect, or ineligibility being detected before or after the selection, I understand that my candidature/appointment is liable to be cancelled and I shall be liable to such further action as may be provided under Section 10 of the Act No.16 of 1993.

Place:

Yours faithfully,

Signature of the applicant

Date:

Signature of the Parent/Guardian

ACKNOWLEDGEMENT SLIP

Received an application for issue of Creamy Layer/Non-Creamy Layer status certificate relating to Backward Classes Group-A, B, C, D & E in respect of Civil Posts and Services within the State of Telangana under Section 3(1) of Act 16 of 1993 in Form-VII A, from _____ (name of the applicant/ parent/ guardian) belonging to _____ Village/Town _____ Mandal, _____ District on _____ (Date).

Name of the Office

Date:

Signature of the Officer authorised
By the Competent Authority
(Name in capital letters)
and designation (affix seal)

ANNEXURE-II

FORM - VII B

Serial No. District Code :
BC-A/B/C/D/E Emblem Mandal Code :
Certificate No. Village Code :

Creamy Layer/Non-Creamy Layer Certificate for Backward Classes Groups-A, B, C, D & E applying for appointments to Civil Posts and Services within the State of Telangana

This is to certify that Shri/Smt/Kumari _____ son/ daughter of _____ Village/ Town _____ Door No. _____ Street Name. _____ in the _____ Taluka in _____ Mandal _____ in the Telangana State belongs to _____ community _____ Religion which is recognised as a backward Class under Group _____ at Sl.No. _____ in the State of Telangana vide G.O.Ms.No.34, BC Welfare (OP) Dept., Dt: 08.10.2015. This is also to certify that he/ she does/does not belong to the persons/sections (Creamy Layer) mentioned in column-3 of the schedule to the Government of India, Department of Personnel & Training O.M.No.36012/22/93-Estt.(SCT), dt:08.09.1993 adapted by Government of Telangana vide G.O.Ms.No.8, BC Welfare (OP) Dept., dt:13.11.2014.

ISSUING AUTHORITY *

Signature:

Date:

Name in Capital Letters:

Designation:

(Seal)

*All the Revenue Officials in the State of Telangana not below the rank of Tahsildars