

Immediate

**Government of India
Ministry of Communications & Information Technology
Department of Information Technology
Electronics Niketan, 6 CGO Complex,
New Delhi -110003**

No : 14(12)/2011-ESD

10.6.2011

**Shri Pranesh Prakash,
Centre for Internet and Society,
194, 2C Cross, Domlur Stage II,
Bangalore - 560071**

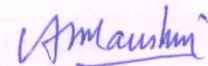
Subject : Request for information under RTI Act, 2005.

Sir,

Reference your request dated 13 May 2011, which was received in this office on 18.5.2011 on the above subject.

The information as received from the custodian of information is attached herewith (Annexure-I, II and III).

Yours faithfully,



(A.K.Kaushik)

Additional Director & CPIO
Cyber Laws & E-Security Division
Tel: 011-24364803

Enclosed: 6 Pages

Reply to Shri Pranesh Prakash

1. How many orders have been issued for blocking of computer resources prior to the coming into force of the Information Technology (Amendment) Act, 2008 (i.e. before October 27, 2009) under the Information Technology Act 2000, or any other law for the time being in force.

Reply – Five orders were issued for blocking access to web content.

2. Please provide a list of all the websites for which the DIT has issued blocking orders and the dates on which each website was blocked.

Reply – The following websites have been blocked pursuant to court orders

S l	Website	Date of issuing direction by designated officer
1.	www.zone.h.org	08.03.2010
2.	http://donotdial100.webs.com (IP 216.52.115.50)	08.08.2010
3.	www.bloggernews.net/124029	15.11.2010
4.	http://www.google.co.in/#hl=en&source=hp&biw=1276&bih=843&=dr+babasaheb+ambedkar+wallpaper&aq=4&aqi=g10&aql=&oq=dr+babas&gs_rfai=&fp=e791fe993fa412ba	20.12.2010
5.	http://www.cinemahd.net/desktop-enhancements/wallpaper/23945-wallpapers-beautiful-girl-wallpaper.html	20.12.2010
6.	http://www.chakpak.com/find/images/kamasutra-hindi-movie	20.12.2010
7.	http://www.submitlink.khatana.net/2010/09/jennifer-stano-is-engaged-to.html	20.12.2010
8.	http://www.result.khatana.net/2010/11/im-no-panty-girl-yana-gupta-wardrobe.html	20.12.2010
9.	http://www.facebook.com/pages/I-Hate-Ambedkar/172025102828076	25.2.2011
10.	www.indybay.org	17.3.2011
11.	www.arizona.indymedia.org	17.3.2011

3. Please provide a list of all the persons to whom such orders were issued.

Reply – The directions were issued to Department of Telecommunications.

4. Please provide a list of all the requests for blocking of information that have been received by the Designated Officer under the Information Technology (Procedures and safeguards for Blocking Access of Information by Public) Rules, 2009 (“Rules”).

5. Please provide a list of all persons/authorities from whom the Designated Officer under the Rules has received requests for blocking of information and the dates these requests were received.

Reply - 4 & 5 - The details are given in Annexure-II.

6. Please provide the files on all the complaints and requests that have been rejected, including file noting.
7. Please provide the files on all the complaints and requests that have been accepted, including file noting.
8. Please provide the files on all the complaints and requests that are still being processed (e.g. more information has been sought on the request), including file notings.

Reply 6,7 & 8 - Files are available in section and can be viewed

9. Please provide us copies of the minutes of all meetings held by the Committee for Examination of Requests under Rule 8(4) of the Rules.
10. Please provide copies of all the recommendations of the Committee for Examination of requests under Rule 8(4) of the Rules.

Reply 9 & 10 Copy of the minutes/recommendation of the meeting of the Committee is at Annexure III.

11. Please provide us the dates and copies of the minutes of all meetings held by the Review Committee under Rule 14 of the Rules to periodically review the blocked resources.
12. Please provide us copies of all the findings of the Review Committee.
13. If the Review Committee has not met, please provide us the reason for the meetings not happenings as per the requirement of Rule 14 of the Rules.

Reply 11, 12 & 13 - This meeting is coordinated by Department of Telecommunications and DIT is not in possession of details.

14. Does "intermediary" in Rule 13 include intermediaries not located in India?

Reply - Such type of information is not permitted under RTI Act as per DOPT OM no 1/7/2009 – IR dated. 1st June 2009.

15. Has any block ordered by the DIT ever been revoked by the DIT or any other governmental authority?

Reply - Such questions are not permitted under RTI Act as per DOPT OM no, 1/7/2009 – IR dated. 1st June 2009.

16. On what basis does the DIT decide whether the appropriate intermediary is the person who has put up content, the web host, or the different Internet service providers in India?

Reply – Such type of information is not permitted under RTI Act as per DOPT OM no, 1/7/2009 – IR dated. 1st June 2009.

17. Does Rule 16 of the Rules override the Right to Information Act?

Reply – Such type of information is not admissible under RTI Act as per DOPT OM no 1/7/2009 – IR dated. 1st June 2009.

18. If the answer to the previous question is yes, please provide any correspondence with any legal officer who provided the DIT advice that it could override the Right to Information Act through delegated legislation.

Reply – Such type of information is not admissible under RTI Act as per DOPT OM no 1/7/2009 – IR dated. 1st June 2009.

