

DIRECTORATE OF LOCAL FUND AUDIT, ODISHA

TREASURY & ACCOUNTS BHAWAN, UNIT-III,

KHARAVEL NAGAR, BHUBANESWAR

Ph(0674)2391704, e-mail ID-www.dirlfaodisha@gmail.com

File No. DLFA-HE-I-67-2023

Memo No 2869 /DLFA

dt 07.06.23 //

Copy along with copy of Memo No 11809/F. dt.18.04.2023 of Govt. of Odisha, Finance Department forwarded to all Officers of this office / all DAOs, LFA & A.O, LFA, Bhubaneswar for information and necessary action.


Administrative Officer

DYMO-3027
20/4/23

OSWA No-2369
25-04-23



GOVERNMENT OF ODISHA
FINANCE DEPARTMENT

Memo No. 11808 /F., Dated 18-04-2023
(FIN-OE-ESTT-0002-2020)

Copy along with the copy of Home Department Letter No.15046; Dt.11.04.2023 along with its enclosures forwarded to OSD to Principal Secretary to Government/ P.S. to all Special Secretaries/ P.S. to all Additional Secretaries/ All Officers/ All Branches of Finance Department for information and necessary action.

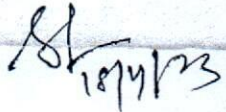
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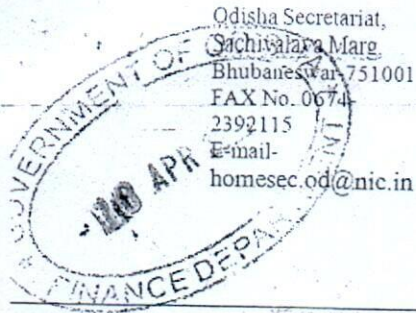
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Memo No. 11809 /F., Dated 18-04-2023

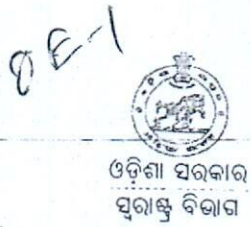
Copy along with the copy of Home Department Letter No.15046; Dt.11.04.2023 along with its enclosures forwarded to Commissioner of Commercial Tax & GST, Odisha, Cuttack/ Controller of Accounts, Odisha, Bhubaneswar/ Director of MDRAFM, Bhubaneswar/ Director of Treasuries & Inspection, Odisha, Bhubaneswar/ Director of Local Fund Audit, Odisha, Bhubaneswar/ Director of Savings & Financial Services, Odisha, Bhubaneswar/ Odisha Sales Tax Tribunal, Cuttack for information and necessary action.


Deputy Secretary to Government


Deputy Secretary to Government



Odisha Secretariat,
Sachivalaya Marg,
Bhubaneswar-751001
FAX No. 0674
2392115
E-mail-
homsec.od@nic.in



ଓଡ଼ିଶା ସରକାର
ସ୍ୱରାଜ୍ୟ ବିଭାଗ
Government of Odisha
Home Department

BY FAX/E-mail/ SPEED POST
ଓଡ଼ିଶା ସରକାର
ସଚିବାଳୟ ମାର୍ଗ, ଭୁବନେଶ୍ୱର-୭୫୧ ୦୦୧

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11.4.2023

No. 15046 / , Bhubaneswar,
HOME-PPT-MISC-0001-2022

Dated the 11.04.2023

From
Sri G. C. Naik, OSS
18.4.23

Sri G. C. Naik, OSS
Under Secretary to Government

To

All Departments /All Heads of Department

Sub: Prior concurrence of MEA before signing of any international instruments with any Foreign Government.

Sir,

In enclosing a copy of the e-mail dated 24.03.2023 received from the Ministry of External Affairs on the subject mentioned above, I am directed to request to take necessary steps in this regards and circulate the guideline to all offices under your administrative control for necessary action.

Yours faithfully,

Sri G. C. Naik
11-04-2023

Under Secretary to Government

Reg prior concurrence of MEA before signing of any international instruments

HOME DEPARTMENT
Date: 6/4/23
ACS
Central Diary
Date

From : Office Of OSD States
<hodstates.office@mea.gov.in>



Subject : Reg prior concurrence of MEA before signing of any international instruments

To : Dr K. S. Jawahar Reddy, IAS
<cs@ap.gov.in>, Dharmendra <cs-arunachal@nic.in>, PABAN KUMAR BORTHAKUR, IAS <cs-assam@nic.in>, Chief Secretary Bihar <cs-bihar@nic.in>, Chief Secretary Office <csoffice.cg@gov.in>, Puneet Kumar Goel IAS Chief Secretary <cs-goa@nic.in>, chiefsecretary@gujarat.gov.in, Sanjeev Kaushal, IAS <cs@hry.nic.in>, Prabodh Saxena <cs-hp@nic.in>, cs-j&k@nic.in, Shri Sukhdev Singh <cs-jharkhand@nic.in>, cs@karnataka.gov.in, Dr.V.P.Joy IAS <Chiefsecy@kerala.gov.in>, cs@maharashtra.gov.in, Iqbal Singh Bains <cs@mp.nic.in>, cso-meg <cso-meg@nic.in>, cs-mizoram <cs-mizoram@nic.in>, Jan e Alam, Chief Secretary Nagaland <csngl@nic.in>, Shri Naresh Kumar <csdelhi@nic.in>, Shri Pradeep Kumar Jena <csori@nic.in>, cs-pon@nic.in, Chief Secretary Punjab <cs@punjab.gov.in>, Chief Secretary, Punjab <cs@punjabmail.gov.in>, csraj@rajasthan.gov.in, Vijay Bhushan Pathak <cs-skm@hub.nic.in>, cs@tn.gov.in, CS Telangana <cs@telangana.gov.in>, cs-tripura <cs-tripura@nic.in>, cstripura@nic.in, cstripura@gmail.com, CHIEF SECRETARY GoUP <csup@nic.in>, cs-uttarkhand@nic.in, Shri H K Dwivedi <cs-westbengal@nic.in>, Chief Secretary

3 attachments
ACS (GA)
ACS, Home/P. Secy Finan
Pr. Secretary, Industries

Chief Secretary
Odisha
Pl bring to the
notice of all Dept
to follow the
guidelines.

Chief Secretary
Odisha

Andamans <cs-andaman@nic.in>,
Dharam Pal <adviser-chd@nic.in>, Praful
Patel <administrator-dd@gov.in>, Praful
Patel <lk-admin@nic.in>

Cc : Ravi Shankar <jssouth@mea.gov.in>,
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Branch Sectt Chennai
<hobs.chennai@mea.gov.in>, RPO
Mumbai <rpo.mumbai@mea.gov.in>

Dear Sir,

May kindly find attached herewith a message from Ambassador C.
Rajasekher, IFS, OSD (States).

With regards,
O/o OSD (States)
MEA, New Delhi



- ☞ **Signed message**
85 KB
- ☞ **23document.pdf**
239 KB
- ☞ **MoU SoPs.pdf**
1 MB



विदेश मंत्रालय, नई दिल्ली
MINISTRY OF EXTERNAL AFFAIRS
NEW DELHI

Q/States/103/42/2018

23rd March, 2023

Dear Chief Secretary,

Instances have been noticed wherein some State Governments have entered into/signed MOUs/Agreements with Foreign Governments or their subordinate entities, without obtaining prior approval of the MEA. MEA does encourage tie ups with foreign governments to increase trade, foreign investment, tourism, and skill development etc. in States and Union Territories and therefore facilitates meetings and visits of trade Delegations from States/UTs both abroad as well as in to India, and signing of MoUs/Trade agreements etc.

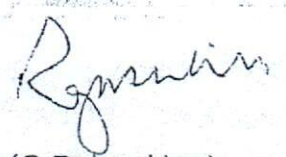
2. The State Governments are, however, required to take Ministry of External Affairs' prior concurrence before signing of any international instruments.
(Allocation of Business Rules 1961 w.r.t. MEA is enclosed for ready reference).
3. MEA had issued comprehensive guidelines /SoPs for signing of MoUs/agreements including twinning of States and Cities(attached) with foreign governments. The usual course of action is that the MoU/Agreement in question is also vetted by the Legal and Treaties(L&T) Division of this Ministry. Apart from L&T Division, the line Ministry/Departments of GOI need to be consulted, prior to signing of an MOU/Agreement.
4. The basic principle behind this is that wherever there is a scope of any kind of liability on the part of Central/State Government, or any department/institution/entity, being funded fully or partially by the State's exchequer, it is subject to prior approval from Government of India, so as to safeguard the interests of both the State Government/Government of India.
5. While the SoP does not prescribe a timeline for processing of the MoUs, given the involvement of different Ministries/departments, ideally a minimum lead time of three (3) months may please be factored in.
6. In exceptional situations, where the MoU is signed without MEA's prior approval, the matter should be invariably brought to MEA's attention within a week of signing of the MoU, for obtaining ex-post facto approvals.

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7. Although the above guidelines have been circulated in the past, they are being circulated again now for your kind reference and compliance. Non compliance is a cause of concern, as it may lead to embarrassment and harm India's friendly relations with foreign countries.

8. May I also request you to kindly bring the content of this letter to the attention of all concerned in your State/UT, for strict compliance.

Thanking You



(C.Rajasekhar)
OSD(States)

MINISTRY OF EXTERNAL AFFAIRS
(VIDESH MANTRALAYA)

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1. External affairs.
2. Relations with foreign States and Commonwealth Countries.
3. Indian Council for Cultural Relations.
4. All matters affecting foreign diplomatic and consular officers, U.N. officers and its specialised agencies in India.
5. Passports and visas excluding the grant of visas or endorsements for entry into India but including the grant of entry permits to South Africans of Non-Indian origin under the Reciprocity (South Africa) Rules, 1944 and the grant of entry visas for SriLankan nationals except missionaries.
6. Extradition of criminals and accused persons from India to foreign and commonwealth countries and vice versa and general administration of the Extradition Act, 1962 (34 of 1962) and extra-territoriality.
7. Preventive detention in India for reasons of State connected with External and Commonwealth affairs.
8. Repatriation of the nationals of foreign and Commonwealth States from India and deportation and repatriation of Indian nationals of foreign and Commonwealth countries to India.
9. Immigration to India from the Republic of South Africa or any other country to which the Reciprocity Act, 1943 (9 of 1943) may apply.
10. All Consular functions.
11. Travel arrangements for traders and pilgrims from India to Tibet region of China.
12. Scholarship to foreign students including scholarship to Non-Resident Indians and Persons of Indian Origin students for study in India under different schemes.¹
13. Political pensions paid to foreign refugees and descendants of those who rendered services abroad.
14. Ceremonial matters relating to foreign and Commonwealth Visitors and Diplomatic and Consular Representatives.
15. Matters in respect of Pondicherry, Goa, Daman and Diu, involving relations with France and Portugal.
16. Relations with States in special Treaty relations with India such as Bhutan.
17. Himalayan expeditions; permission to foreigners to travel to Protected Areas other than those with which the Ministry of Home Affairs is concerned.
18. United Nations, Specialised Agencies and other International Organisations and Conferences.
19. Indian Foreign Service.
20. Indian Foreign Service Branch 'B'.
21. Foreign Service Training Institute.

¹ Modified vide Amendment series no.278 dated 15.12.2004 and Amendment series no.321 dated 12.02.2016.

22. External publicity including such publicity concerning overseas Indians' affairs.¹
23. Political treaties, agreements and conventions with foreign and Commonwealth countries.
24. (a) Pilgrimages to places outside India and the Indian Pilgrim Ships Rules, 1933, and Pilgrim parties from India to Shrines in Pakistan and *vice versa* excluding administration of the Haj Committee Act, 1959 (51 of 1959) and the rules made thereunder².
- (b) Protection and preservation of Non-Muslim shrines in Pakistan and Muslim shrines in India in terms of Pant-Mirza Agreement of 1955.
25. Abducted Persons (Recovery and Restoration).
26. Omitted.³
27. Recovery of advances granted to the evacuees from Burma, Malaya, etc., during the years 1942-47 and residual work relating to refugees given asylum in India during World War II.
28. Notification regarding commencement or cessation of a state of war.
29. Foreign Jurisdiction.
30. Hospitality Grant of the Government of India.
31. Demarcation of the land frontiers of India.
32. Border raids and incidents on the land borders of India.
33. Diplomatic flight clearances for non-scheduled chartered flights of foreign, civil and military aircraft transiting India.
34. Matters relating to Law of the Sea, including the Indian Territorial Waters, Contiguous Zone, Continental Shelf and Exclusive Economic Zones (EEZ), questions of international law arising on the high seas including fishery rights; piracies and crimes committed on the High Seas or in the air; offences against the Law of Sovereign States committed on land or the High seas or in the air; legal matters concerning the International Seabed Area and Authority.
35. Economic and technical assistance given by India to the Government of Nepal under the Colombo Plan for Co-operative Economic Development.
- 35A. Technical and Economic assistance received by India under Technical Cooperation Scheme of the Colombo Plan.⁴
- 35B. Technical assistance given by India to the member countries of the Colombo Plan under Technical Cooperation Scheme of the Colombo Plan.⁵
- 35C. All matters relating to the meetings of the Colombo Plan Council and the Consultative Committee of the Plan.⁶
36. Purchase, inspection and shipment of Stores from abroad for the Central Government other than those the purchase, inspection and shipment of which are delegated to other authorities by a general or special order.
37. All matters relating to grant of loans and credits to Nepal, Bhutan and Bangladesh.

¹ Modified vide Amendment series no.278 dated 15.12.2004. Further modified vide Amendment series no.321 dated 12.02.2016

² Modified vide Amendment series no.329 dated 19.09.2016.

³ Omitted vide Amendment series no.283 dated 16.02.2006

⁴ Inserted vide Amendment series no.297 dated 05.06.2010

⁵ Inserted vide Amendment series no.297 dated 05.06.2010

⁶ Inserted vide Amendment series no.297 dated 05.06.2010

38. Technical assistance given by India to African countries under the Special Commonwealth African Assistance Plan Programme. 248

NOTE:- Commonwealth countries should be taken to include British Colonies, Protectorates and Trust Territories.

39. Human Rights:

- (a) interaction with Human Rights Organisations abroad;
- (b) international declarations, treaties, conventions and conferences; references received from the United Nations and other specialised agencies and organisations thereof;
- (c) implementation of reporting obligations, in coordination with the concerned Ministries, required under the United Nations and international conventions, to which India is a State party.

NOTE:- These functions will be exercised by the Ministry of External Affairs in close co-ordination with the Ministry of Home Affairs, which shall be the nodal Ministry for policy and for coordination of all matters relating to Human Rights.

40. Omitted.¹

41. Indian Council of World Affairs.

42. All matters relating to Overseas Indians comprising Persons of Indian Origin and Non-Resident Indians excluding entries specifically allotted to other Departments.²

43. All emigration under the Emigration Act, 1983 (31 of 1983) from India to overseas countries and the return of emigrants.

44. Matters relating to Pravasi Bharatiya Divas, Pravasi Bharatiya Samman Awards and Pravasi Bharatiya Kendra.

45. Matters relating to programmes in India for overseas Indian Volunteers.

46. Setting up and administration of Centres for Overseas Indians' Affairs in countries having major concentration of Overseas Indians.

47. Policy regarding employment assistance to the Persons of Indian Origin and Non-Resident Indians excluding reservations in Government service.

48. Collection and dissemination of information concerning admission of the Persons of Indian Origin and Non-Resident Indian students to various educational, technical and cultural institutions in India wherever discretionary quota for the Persons of Indian Origin and Non-Resident Indian students exists, in consultation with the Ministry of Education and the Ministry of Culture.³

49. Development of marketing and communication strategies to ensure strong links between the Overseas Indian community and India.

¹ Omitted vide Amendment series no.270 dated 27.05.2004.

² Items 42-55 and Note thereunder inserted vide Amendment series no.321 dated 12.02.2016.

³ Modified vide amendment series no. 356 dated 14.08.2020.

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50. Matters relating to the Persons of Indian Origin and Non-Resident Indians' contributions to the Government and parental organisations in consultation with the Department of Economic Affairs.
 51. Guidance to and Cooperation with the State Governments and coordination with them on matters related to Overseas Indians.
 52. Establishment of institutions to impart vocational and technical training to meet the requirements of skilled manpower abroad with the concurrence of the Ministry of Labour and Employment.
 53. New initiatives for interaction by Overseas Indians with India in the fields such as Trade, Culture, Tourism, Media, Youth Affairs, Health, Education, Science and Technology in consultation with concerned Ministries.
 54. Exercise of powers conferred by the sub-section (1) of section 7B of the Citizenship Act, 1955 (57 of 1955).
 55. Work relating to totalization agreements, protection and welfare of overseas Indians and exemption from payment of social security.

NOTE: The Ministry of External Affairs will be consulted by the concerned Ministries in all matters concerning Overseas Indians handled by them such as PIO Card Scheme, dual citizenship issues, ~~Foreign Contribution (Regulation) Act matters of Non-Governmental Organisations of Overseas Indians.~~ Similarly the Reserve Bank of India will consult the Ministry of External Affairs while framing policies and schemes governing deposits by overseas Indians.

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Finances