

Table of Contents

Prescribed

Interpretation of Prescribed under RTI Act

There is an additional view

1

1

1

Prescribed

[prescribed,section, 2,, rti, act](#)

Section 2 (g) defines “prescribed” as “prescribed by rules made under this Act by the appropriate Government or the competent authority, as the case may be;”

Interpretation of Prescribed under RTI Act

The rules apply to fees, formats for applications, appeals etc. These can only be made by the appropriate Government and competent authorities mentioned in Section 2 (e).

Other Public Authorities or departments have no authority to make any rules.

It is normally accepted that regulations also cannot go beyond what is authorised, For example, rules cannot specify exempting any information, beyond what is exempted under section 8 of the RTI Act.

There is an additional view

Mendel, Toby (personal communication, May 13, 2016) suggests that it is normally accepted that regulations cannot go beyond what is authorised, either explicitly or implicitly, by the primary legislation. One cannot, via regulation, get into matters that are not within the remit of the law.

- [Annual Confidential Report](#)
- [Citizenship under RTI Act 2005](#)
- [Competent Authority under RTI Act](#)
- [Composite Petition under RTI Act](#)
- [Deemed PIO](#)
- [Disproportionate Diversion of Resources](#)
- [What is Fiduciary Relationship](#)
- [File Notings under RTI Act](#)
- [Grounds for Rejection](#)
- [What is Information under RTI Act](#)
- [Investigation/Inquiry reports under RTI](#)
- [Justification for Denial of Information is mandatory](#)
- [Missing Files under RTI Act](#)
- [Pendency of Investigation](#)
- [Prescribed](#)
- [Privacy Rights of Public Servants](#)
- [What is Privacy under RTI](#)
- [Public Authority](#)
- [What is Public Interest](#)
- [Refund of Fees](#)
- [RTI Act or Statutory Rules for giving information under RTI Act 2005](#)
- [Severability](#)
- [Substantially Financed](#)

- [Suo Moto Disclosure under RTI](#)
- [Third Party under RTI](#)
- [Transfer of Application to other PIO](#)
- [Vicarious Liability](#)

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- [Facebook](#)
- [Google+](#)
- [LinkedIn](#)
- [Tumblr](#)
- [Reddit](#)
- [StumbleUpon](#)
- [Telegram](#)
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