

To,

The Central Public Information Officer (CPIO),
C/o Hon. President of India,
Rastapathi Bhawan,
New Delhi – 110004

सूचना का अधिकार अधिनियम प्रार्थना पत्र/RTI Application
राष्ट्रपति सचिवालय/President's Secretariat
(सू० का अधि०) अनुभाग/Section
डाकरी सं०/Dy. No. 975/RTI/415
दिनांक/Date 12-8-14
हस्ताक्षर/Signature J. Harsha

Date: 06-08-2014

Subject: Request for information under RTI-Act 2005 (IPO 22F 488350 of Rs 10/- has been enclosed)

Sir,

Please provide information under RTI Act – 2005 respecting law of the land within 30 days.

1. Please provide information whether People's Republic of China (PRC) is sharing any hydrological information in respect of all the rivers/tributaries/streams originating in the territory of People's Republic of China (PRC) and flowing into the territory of Republic of India?

If so,

- a) What hydrological information is being shared by People's Republic of China to Republic of India?
 - b) Whether the period of hydrological information is hourly, daily, monthly, seasonal or annual or other?
2. Please provide information about the names and location of hydrological observation sites from which People's Republic of China is sharing hydrological information with Republic of India, as mentioned in point no.1 above?
 3. Please provide information whether the hydrological information shared by People's Republic of China to Republic of India is a matter of secrecy and prohibited from disclosure to the citizens of Republic of India?

If so,

- a) Whether sharing hydrological information that is shared by People's Republic of China with citizens of Republic of India threatens national security of India or affects India's standing in International level?
 - b) Please provide a copy of Govt order existing as on date that prohibits Ministry of Water Resources from disclosure of hydrological information shared by People's Republic of China to citizens of Republic of India?
4. If the hydrological information shared by People's Republic of China to Republic of India is permitted to disclose to citizens of Republic of India, then please provide the procedure to be followed by citizens of Republic of India to acquire the same.
- a) Please provide the name and address of official/division/organization to whom citizens of Republic of India can request for getting the shared hydrological data by People's Republic of China.

J. Harsha 06/08/2014
Mr J. Harsha
No-1061, "Anugraha",
New Kantharaj Urs Road, T.K. Layout,
Kuvempunagar,
MYSORE – 570 023
KARNATAKA

J. Harsha 06/08/2014



विदेश मंत्रालय, नई दिल्ली
MINISTRY OF EXTERNAL AFFAIRS
NEW DELHI

By Registered Post with AD

RTI Matter
Time-Bound

30 October, 2014

No.E/551/62/2014-RTI

To:

Sh. J Harsha
No – 1061, Anugraha,
New Kantharaj Urs Road, T K Layout,
Kuvempunagar, Mysore -570023
Karnataka

Subject: Information sought under Right to Information Act, 2005

Sir,

Please refer to your RTI application dated 06/08/2014 addressed to CPIO, President's Secretariat, New Delhi.

2. The response to your query is as follows:

During the Visit of Vice-President of India Sh. Hamid Ansari to China from 26-30 June, 2014 the two countries signed the Implementation Plan on Provision of Hydrological Information of Brahmaputra river in Flood Season by China to India. The Implementation Plan Includes technical details of provision of Hydrological information such as data transmission method, frequency and cost settlement etc.

The full text of the Implementation Plan is available at the following URL
www.indianembassy.org.cn/ArchiveNewsDetails.aspx?NewsId=514

The text of the MoU on "Strengthening Cooperation on Transborder Rivers" is also available on the same website.

www.indianembassy.org.cn/ArchiveNewsDetails.aspx?NewsId=438

3. If you are aggrieved with this reply, you may file an appeal to Shri Shilpak Ambule, Deputy Secretary (China) & Appellate Authority, Ministry of External Affairs, South Block, New Delhi 110011, within a month from the date of receipt of this letter.

Yours faithfully,


(Aniket G Mandavgane), IFS
US (China) & CPIO

CC to:

1. Smt. Meera Sisodia, US (RTI), MEA, New Delhi

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Beijing, China

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Implementation Plan: Provision of Hydrological Information of the Yarlung Zangbu/ Brahmaputra River in Flood Season by China to India

06/30/2014

Implementation Plan between the Central Water Commission, Ministry of Water Resources, River Development and Ganga Rejuvenation, the Republic of India and the Bureau of Hydrology and Water Resources, Tibet Autonomous Region, the People's Republic of China upon Provision of Hydrological Information of the Yarlung Zangbu/ Brahmaputra River in Flood Season by China to India

Based on the Memorandum of Understanding between the Ministry of Water Resources, the Republic of India and the Ministry of Water Resources, the People's Republic of China upon provision of hydrological information of the Yarlung Zangbu/ Brahmaputra River in flood season by China to India signed on 20th May, 2013 and Memorandum of Understanding between the Ministry of Water Resources, the Republic of India and the Ministry of Water Resources, the People's Republic of China on Strengthening Cooperation on Trans-Border rivers signed on 23rd October, 2013, the implementing agencies (hereinafter referred to as "the parties"), the Central Water Commission, Ministry of Water Resources, River Development and Ganga Rejuvenation, the Republic of India (hereinafter referred to as "Indian side") and the Bureau of Hydrology and Water Resources, Tibet Autonomous Region, the People's Republic of China (hereinafter referred to as "Chinese side") have negotiated and have the following agreement:

1. The parties should comply with the Memorandum of Understanding between Ministry of Water Resources, the Republic of India and the Ministry of Water Resources, the People's Republic of China upon provision of hydrological information of the Yarlung Zangbu/ Brahmaputra River in flood season by China to India (hereinafter referred to as "MOU") and Memorandum of Understanding between the Ministry of Water Resources, the Republic of India and the Ministry of Water Resources, the People's Republic of China on Strengthening Cooperation on Trans-border rivers.

2. The parties agree that on the basis of friendly cooperation, equality and mutual benefit, and in compliance with respective laws and regulations, the Chinese side will provide hydrological information of Yarlung Zangbu/ Brahmaputra River in flood season to the Indian side, and the Indian side will provide the Chinese side information regarding data utilization in flood forecasting and mitigation and the information of the related hydrological stations.

3. The three Chinese hydrological stations, which will provide hydrological information in flood season to India, include Nugesha (latitude: 29°21'N, longitude: 89°42'E), Yangcun (latitude: 29°16'N, longitude: 91°52'E) and Nuxia (latitude: 29°28'N, longitude: 94°34'E) stations, lying on the mainstream of the Yarlung Zangbu River.

4. Hydrological information of above-mentioned stations will be provided to India within 30

Ambassador's desk

H.E. Mr. Ashok K. Kantha

Ambassador of India to China



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minutes after 08:00 hrs, and 20.00 hrs in Beijing Time (05:30 hrs, and 17:30 hrs in Indian standard time) every day from May 15th to October 15th each year. The Chinese side also agrees to provide hydrological information if water levels of above-mentioned stations are close to or reach warning water levels in non-flood season.

To guarantee the provision of hydrological information on May 15th, the Chinese side will have a trial provision of hydrological information at 12:00 hrs (Beijing time) on May 12th each year, and the Indian side should reply in time.

5. The Chinese side will provide the Indian side with information of rainfall, water level and discharge of the above-mentioned three stations.

5.1. Rainfall unit is millimeter. The integer which is greater than or equal to one millimeter is provided, and decimal fractions rounded off to nearest integer. When rainfall data is less than one millimeter, zero is presented. Rainfall data on a day at 08:00 hrs is interval rainfall from 20:00 hrs of the previous day to 08:00 hrs of

the current day, and that at 20:00 hrs is interval rainfall from 08:00 hrs to 20:00 hrs of the current day.

5.2. Water level unit is meter. The record with two decimal fractions is provided. The arbitrary datum is used at every station.

5.3. Discharge unit is cubic meter per second. When discharge data is greater than or equal to 100 cubic meters per second, value rounded off to nearest integer is provided. When discharge data is less than 100 cubic meter per second and greater than or equal to 10 cubic meter per second, the record with one decimal fraction will be provided. When the discharge data is less than 10 cubic meters per second, the record with two decimal fractions will be provided.

6. Discharge data can be derived from the water level-discharge rating curve that is made from the mean average synthetic rating curve or the rating curve last year before flood season. If water level is beyond the extent of rating curve, discharge data can be derived from the extended curve.

In order to guarantee the precision of hydrological information, every station should modify the rating curve of water level and discharge with observed discharge data. The modified curve will be used next year.

7. Contacting address of the Two Parties:

A) The Indian side :

Central Water Commission, Ministry of Water Resources, River Development and Ganga Rejuvenation, the Republic of India

Email:- ubd-cwc-asm@nic.in, fmp-cwc@nic.in, ubddbrcwc@rediffmail.com

Fax : 0091 3732314398, 0091 11 26102935

Tel : 0091 3732314398, 0091 11 26168258

B) The Chinese side:

Bureau of Hydrology and Water Resources, Tibet Autonomous Region, the People's Republic of China

Email : xiz_sq@mwr.gov.cn, sunzg28@163.com

Fax : 0086 891 6352834

Tel : 0086 891 6352834

8. Channel of data transmission: the Chinese side will transmit hydrological information to

the Indian side directly.

9. **Data transmission mode and format:** The Chinese side will transmit hydrological information to the Indian side in the form of text in accordance with the agreed E-mail addresses via Internet. The text format is given in Table 1.

Table 1. *year**month**day**time hydrological information**

Station name	Rainfall (mm)	Water level (m)	Discharge (m ³ /s)
Nugesha	***	*** **	****
Yangcun	***	*** **	****
Nuxia	***	*** **	****

If the Indian side does not receive the data, it will inform the Chinese side by e-mail or fax immediately, and Chinese side shall send the data again.

10. **Cost and payment:** The Indian side will transfer payments to the Chinese side amounting to RMB 850,000 by US dollar (convert RMB Yuan into US dollar according to exchange rate of pay-day) at the end of every April within the period of validity of the present Implementation Plan. The breakdown of cost is given in Table 2.

Table 2. Breakdown of Cost for Flood Season

Hydrological Data Provision

1. Personnel Allowance			
A. Stations (3 Nos.)	Days	RMB/day. person	Total in RMB (Yuan)
a) Six observers for all-year maintenance and observing	365	155	339,450
b) Three hydrologists for data checking	154	280	129,360
B. Lhasa Data Center			
Two hydrologists for data checking and transmission daily for five months in the flood seasons (15 May to 15 October)	154	280	86,240
Personnel allowance during flood season	154	60	18,480
Sub – Total:		573,530	
2. Operation and Maintenance of Equipments			
Three hydrological stations		30,350	
Lhasa data Center		9,555	
Sub-Total		39,905	
3. Communication and Transportation		180,978	
4. Cross-section Measurement		60,000	
Grand Total (Yuan):		854,413	
		Approx 850,000	

Bank Name: Beijing Industrial and Commercial Bank, Yingtaoyuan Branch
 Beneficiary: Water Resources Information Center, Ministry of Water Resources
 Account Number : 0200000609003402187

11. At the meeting of the India-China Expert Level Mechanism on Trans-Border Rivers, the Indian side will provide the Chinese side information regarding data utilization in flood forecasting and mitigation.

The Indian side will also inform the Chinese side the information of the hydrological station which lies on the mainstream of the Yarlung Zangbu/Brahmaputra River and is close to China's Nuxia station. The information includes station's name, latitude and longitude, type of data being observed.

12. In order to ensure normal provision of hydrological information, if necessary, after mutual consultation through diplomatic channel, the parties may dispatch hydrological experts to each other's country to conduct study tour according to the principle of reciprocity.

13. The present Implementation Plan shall come into effect on the day of signing and shall remain valid within the validity period of the MoU signed in May 2013.

14. The present Implementation Plan supercedes the Implementation Plan which was signed on 30th May 2013.

Signed on 30th June 2014 in Beijing in duplicate in English and Chinese, both texts being equally authentic.

For
Central Water Commission
Ministry of Water Resources, River
Development and Ganga Rejuvenation
The Republic of India

For
Bureau of Hydrology and Water Resources
Tibet Autonomous Region,
The People's Republic of China

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Memorandum of Understanding between the Ministry of Water Resources, the Republic of India and the Ministry of Water Resources, the People's Republic of China on Strengthening Cooperation on Trans-border Rivers

10/23/2013

The Ministry of Water Resources, the Republic of India and the Ministry of Water Resources, the People's Republic of China (hereafter referred to as the "parties"),

Recalling the Working Regulations of the Expert Level Mechanism on Trans-border Rivers between the People's Republic of China and the Republic of India of April 2008, the MOU between the Ministry of Water Resources, the People's Republic of China and the Ministry of Water Resources, the Republic of India upon Provision of Hydrological Information of the Langqen Zangbo/Sutlej River in Flood Season by China to India of December 2010, the MOU between the Ministry of Water Resources, the People's Republic of China and the Ministry of Water Resources, the Republic of India upon Provision of Hydrological Information of the Yaluzangbu/Brahmaputra River in Flood Season by China to India of May 2013, and the Joint Statement between the People's Republic of China and the Republic of India of May 2013,

Have reached the following understanding:

- 1.The two sides recognized that trans-border rivers and related natural resources and the environment are assets of immense value to the socio-economic development of all riparian countries.
- 2.Both sides agreed that cooperation on trans-border rivers will further enhance mutual strategic trust and communication as well as strengthen the strategic and cooperative partnership. The two sides appreciated the role and importance of the Expert Level Mechanism on Trans-border Rivers between China and India.
- 3.The Indian side expressed appreciation to China for providing flood-season hydrological data and the assistance in emergency management.
- 4.The Chinese side agreed to extend the data provision period of the Yaluzangbu/Brahmaputra River, which was agreed upon in the MOU between the Ministry of Water Resources, the People's Republic of China and the Ministry of Water Resources, the Republic of India upon Provision of Hydrological Information of the Yaluzangbu/Brahmaputra River in Flood Season by China to India of May 2013 from 2014, that is to start from May 15th instead of June 1st to October 15th of the relevant year. The two sides shall implement this in accordance with related Implementation Plan. The Indian side expressed appreciation to the Chinese side in this regard.
- 5.The two sides agreed to further strengthen cooperation on trans-border rivers, cooperate through the existing Expert Level Mechanism on provision of flood-season hydrological data and emergency management, and exchange views on other issues of mutual interest.

This Memorandum of Understanding will enter into force upon signature and can be amended and modified with mutual agreement.

Done in Beijing on this 23rd day of October 2013, in two originals each in Hindi, English and Chinese, languages, all texts being equally authentic. In case of any divergence in interpretation, the English text shall prevail.

Ambassador's desk

H.E. Mr. Ashok K. Kantha

Ambassador of
India to China



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