

No.AN-III/3012/Circular/Vol-II/224

AN-III Section,
Office of the CGDA,
Ulan Batar Road, Palam,
Delhi Cantt.

Date : 31 / 01 / 2011

To
All PCsDA / PCA (Fys) PIFAs
CsDA / CsFA (Fys) / IFAs/RTCs

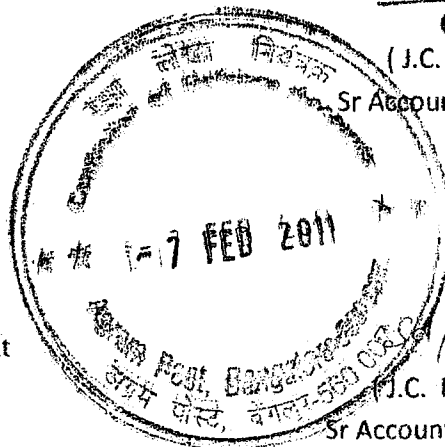
The Pr. CDA
107 Lower Agram Road,
Agram (PO)
Bengaluru – 560 007

A copy each of the following circulars are forwarded herewith for information & necessary action please.

Sl.No.	No. & Date	Received from	Brief subject
1.	O.M. No.36017/2/2009- Estt. (Res) Dated 23.11.2010	Department of Personal & Training	Compilation of information about appointments made on the basis of fake/false caste certificates - Recommendation of the Parliamentary Committee on the Welfare of SC/ST.
2.	O.M. No. 20011/1/2008- Estt.(D) Dated 11.11.2010	Department of Personal & Training	SENIORITY – Consolidated orders on...
3.	O.M. No. 11012/12/2010- Estt.(D) Dated 12.11.2010	Department of Personal & Training	Communicating tentative reasons for disagreement under rule 15(2) of the CCS (CCA) Rules, 1965.
4.	O.M. No.39011/12/2009-Estt. (B) Dated 16.11.2010	Department of Personal & Training	Departmental proceedings against Government Servants – Consultation with the Union Public Service Commission for advice.
5.	Notification No. 39018/09/2008- Estt.(B) Dated 28.09.2010	Department of Personal & Training	Amendment to the Union Public Service Commission (Exemption from Consultation) Regulation, 1958.
6.	O. M. No. 33/5/2009P&PW(F) Dated 10.12.2010	Department of Personal & Training	Special benefit in cases of death and disability in service – payment of disability pension/family pension – relaxation of qualifying service. ✓

Copy to :-

1. All Admin Section in HQrs Office
2. AT-Coord Section (Local)
3. Accounts Section (Local)
4. CENTRAD, Barar Square, Delhi Cantt
5. SAS Group, Barar Square, Delhi Cantt
6. EDP Centre, (Local)



(J.C. Pandey)
Sr Accounts Officer (AN)

J.C. Pandey
Sr Accounts Officer (AN)

ANANIL 9395
9.02.11

OFFICE MEMORANDUM

Subject: Special benefits in cases of death and disability in service – payment of disability pension/family pension – relaxation of qualifying service-

The undersigned is directed to say that the scales of disability pension admissible under CCS (EOP) Rules were laid down in para 3 of Department of Pension & Pensioners' Welfare's O.M. No.45/22/97-P&PW(C) dated 3.2.2000. The said O.M. dated 3.2.2000 was modified vide Department of Pension & Pensioners' Welfare's O.M. No.45/3/2008-P&PW (F) dated 18-11-2008.

2. The service element of the disability pension under Categories 'B' and 'C' of this Departments' O.M. No.45/22/97-P&PW(C) dated 3.2.2000 is regulated by the CCS (Pension) Rules, 1972 and CCS (EOP) Rules, according to which only service gratuity is admissible to Government servants with less than 10 years qualifying service and pension is admissible for qualifying service of 10 years or more. The matter has been reviewed by the Government considering the hardships being faced by the disabled Govt. servants who have less than 10 years qualifying service at the time of discharge and it has been decided that the disability pension of Govt. servants who are discharged from Govt. service will be regulated as under:

Disability Pension – for cases covered under categories 'B' and 'C'

- (1) Disability pension comprising a service element equal to the retiring pension (@50% of the emoluments or average emoluments received during the last 10 months, whichever is more beneficial to the Government servant) and gratuity admissible under the CCS(Pension) Rules, 1972, plus disability element equal to 30% of basic pay, for 100% disability. There shall be no condition of minimum qualifying service for earning service element. No service gratuity would be admissible. The condition of minimum of qualifying service of 5 years for payment of gratuity would continue to be admissible/applicable in accordance with Rule 50 of CCS (Pension) Rules, 1972.
- (2) For disability less than 100%, disability element of disability pension shall be reduced proportionately. In cases of disability pension where permanent disability is not less than 60%, the disability pension (i.e. total of service element plus disability element) shall not be less than 60% of the reckonable emoluments last drawn subject to a minimum of Rs. 7000/- per month.

Disability pension – For cases covered under Category 'D'

- (1) Disability pension comprising a service element equal to the retiring pension (@50% of the emoluments or average emoluments received during the last 10 months, whichever is more beneficial to the Govt. servant) and gratuity to which the employee would have been entitled to on the basis of his pay on the date of invalidation but counting service up to the date on which he would have retired in the normal course and disability element equal in amount to normal family pension subject to the condition that the aggregate of the service and disability element shall not be less than 80% of the pay last drawn, for 100% disability. There shall be no condition of minimum qualifying service for earning service element. No service gratuity would be admissible.

J. K. Patil

- (2) For lower percentage of disability, the disability element shall be proportionately lower as at present subject to the broad banding of percentage of disability as in OM dated 3/2/2000.

Disability pension – For cases covered under Category 'E'

- (1) Disability pension comprising a service element equal to the retiring pension (@50% of the emoluments or average emoluments received during the last 10 months, whichever is more beneficial to the Govt. servant) and gratuity to which the employee would have been entitled to on the basis of his pay on the date of invalidation but counting service up to the date on which he would have retired in the normal course and disability element equal to pay last drawn. There shall be no condition of minimum qualifying service for earning service elements. No service gratuity would be admissible.

The condition that the aggregate of the service and disability elements shall not exceed the pay last drawn for 100% disability - stands withdrawn w.e.f. 1.7.2009.

- (2) For lower percentage of disability, the disability element shall be proportionately lower as at present subject to the broad banding of percentage of disability as in OM dated 3.2.2000.
3. Other terms and conditions in the CCS (EOP) Rules and Liberalized Pensionary Awards Scheme which are not specifically modified by these orders shall continue to remain operative.
4. These orders will be effective from 01.01.2006.
5. This issues with the concurrence of the Ministry of Finance, Department of Expenditure vide their U.O. No.515/EV/2010 dated 26.10.2010.
6. In so far as persons belonging to the Indian Audit & Accounts Department, these orders issue after consultation with the Comptroller & Auditor General of India.

T. Palra
(Tripti P Ghosh)
Director
T.No.24624802

To

All Ministries/Departments of the Government of India as per standard distribution list.

Copy to President's Secretariat, Vice President's Secretariat, Prime Minister's Office, Cabinet Secretariat, Supreme Court of India, C&AG, UPSC, etc. as per standard endorsement list.

[To be published in the Gazette of India, Extraordinary, Part II, Section 3, sub-section (i)]

Government of India
Ministry of Personnel, Public Grievances and Pensions
(Department of Personnel and Training)

NOTIFICATION

New Delhi, dated the 28th September, 2010

G.S.R. (E). - In exercise of the powers conferred by the proviso to clause (3) of article 320 of the Constitution, the President hereby makes the following regulations further to amend the Union Public Service Commission (Exemption from Consultation) Regulations, 1958, namely:-

1. (1) These regulations may be called the Union Public Service Commission (Exemption from Consultation) Second Amendment Regulations, 2010.
- (2) They shall come into force on the date of their publication in the Official Gazette.
2. In Schedule II to the Union Public Service Commission (Exemption from Consultation) Regulations, 1958, -
 - (a) for items 2 and 3, the following items shall be substituted, namely:-
 - "2. Direct recruitment of all Group B posts in the various Ministries or Departments of the Government of India and their attached and subordinate offices and which are in the Pay Band-2 of Rs. 9300-Rs. 34,800 with Grade pay of Rs. 4600.
 3. Direct recruitment of all Non-Gazetted posts in the Pay Band-2 of Rs.9300-Rs.34,800 with the Grade Pay of Rs. 4600.";
 - (b) after item 6, the following item shall be added, namely:-
 - "7. Recruitment of Non Indian Police Service Personnel on deputation basis to all Group 'A' and Group 'B' posts upto the rank of Joint Director in the Intelligence Bureau under the Ministry of Home Affairs."

[No. 39018/09/2008 -Estt.(B)]

(Ms. Mamta Kundra)

Joint Secretary to the Government of India

17/10
SK

Note: The principal regulations were published in the Gazette of India, Part-II, Section-3, Sub-section (i) vide number G.S.R 789, dated the 13th September, 1958 and subsequently amended vide the following notifications, namely:-

<u>S.No.</u>	<u>GSR No</u>	<u>Date</u>
1.	1197	20 th December, 1958
2.	1451	10 th December, 1960
3.	731	03 rd June, 1961
4.	1047	26 th August, 1961
5.	382	31 st March, 1962
6.	1644	08 th December, 1962
7.	1689	15 th December, 1962
8.	578	06 th April, 1963
9.	1888	14 th December, 1963
10.	679	02 nd May, 1964
11.	431	20 th March, 1965
12.	599	24 th April, 1965
13.	1672	20 th November, 1965
14.	388	19 th March, 1966
15.	622	30 th April, 1966
16.	944	18 th June, 1966
17.	1433	21 st June, 1969
18.	633	18 th April, 1970
19.	879	06 th June, 1970
20.	1654	06 th November, 1971
21.	168	24 th February, 1973
22.	465(E)	14 th November, 1974
23.	594	17 th May, 1975
24.	2288	30 th August, 1975
25.	1063	24 th July, 1976
26.	610	14 th May, 1977
27.	740	02 nd June, 1979
28.	441(E)-Corrigendum	14 th July, 1979
29.	73	23 rd January, 1982
30.	480 - Corrigendum	29 th May, 1982
31.	481	29 th May, 1982
32.	329	06 th April, 1985
33.	479	18 th May, 1985
34.	512	01 st June, 1985
35.	918	05 th October, 1985
36.	268	12 th April, 1986
37.	1071	20 th December, 1986
38.	273	18 th April, 1987
39.	74	06 th February, 1988
40.	590	23 rd July, 1988
41.	704	23 rd September, 1989
42.	37	20 th January, 1990
43.	623	06 th October, 1990
44.	666	30 th November, 1991
45.	383(E)	24 th May, 1999
46.	219	17 th July, 1999
47.	88	17 th February, 2001

48.	54	08 th February, 2003
49.	232	14 th June, 2003
50.	405	22 nd November, 2003
51.	247	23 rd July, 2005
52.	349	08 th October, 2005
53.	204(E)	03 rd April, 2006
54.	134	10 th June, 2006
55.	567(E)	30 th July, 2008
56.	297(E)	30 th April, 2009
57.	544(E)	22 nd July, 2009
58.	727(E)	07 th October, 2009
59.	12(E)	06 th January, 2010
60.	57(E)-Corrigendum	03 rd February, 2010

No 39018/09 /2008 -Estt.(B)

Dated: 28th September, 2010

To,
 The Manager,
 Government of India Press
 Mayapuri, Ring Road,
 New Delhi

39018/09/2008-Estt.(B)

Dated: 28th September, 2010

Copy forwarded to:-

1. **All Ministries/Departments of Government of India**
2. Legislative Department, Shastri Bhavan, New Delhi
3. Legislative Department (OL Wing), Shastri Bhavan, New Delhi
4. The Secretary, Union Public Service Commission, New Delhi
5. Joint Secretary (P-II), Ministry of Home Affairs, North Block, New Delhi
6. The Secretary, Staff Selection Commission, New Delhi
7. All Sections/Officers of the Department of Personnel and Training, New Delhi
8. NIC, Department of Personnel & Training, New Delhi.
9. Facilitation Centre, Department of Personnel and Training, New Delhi- 20
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Rakesh Moza
(RAKESH MOZA)

Under Secretary to the Government of India

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