



Finance (PGC) Department
Secretariat,
Chennai-600 009.

Letter No.51882/PGC/2013, dated: 30.09.2013

From

Thiru. K. Shanmugam, I.A.S.,
Principal Secretary to Government.

To

The Commissioner of Treasuries and Accounts,
Panagal Maligai,
Saidapet,
Chennai-15.

Sir,

Sub: Pension- Treatment of Dearness Allowance as Dearness Pay for the purpose of pension revision to those retired between 1.6.1988 and 31.12.1995- Orders issued in G.O.Ms.No.363, Finance (PGC) Department, dated 23.8.2013- Further Clarification – Issued.

- Ref: 1. G.O.Ms.No.363, Finance (PGC) Department, dated 23.8.13.
2. From the Commissioner of Treasuries and Accounts letter No.34490/2013/H3, dated 17.9.13.

I am directed to invite your attention to the references cited and to clarify the various points raised therein as follows:-

Sl. No.	Points raised	Clarification Issued
1.	If an employee in the pre 01.06.1988 (Fourth Pay Commission scales of pay) promoted to one or more higher posts during the period 01.06.1988 to 31.12.1995, it is presumed that their pay can be regulated notionally in the corresponding Fourth Pay Commission scales of pay, in the promotional posts applicable to the lower post held by them as per their earlier option.	Presumption is confirmed

Sl. No.	Points raised	Clarification Issued
2.	If an employee in the pre 01.06.1988 (Fourth Pay Commission scales of pay) appointed to selection grade OR special grade during the period 01.06.1988-31.12.1995, it is presumed that one increment benefit can be given notionally in the Fourth Pay Commission scales of pay on movement to the Selection Grade / Special Grade.	Presumption is confirmed
3.	In para 15 of the Government Order it has been stated that the orders shall be eligible to those pensioners who are <u>alive</u> on the date of Government Order (i.e. 23.08.2013). If a pensioner after exercising option died after 23.08.2013 before actually receiving the monetary benefits, it may be clarified whether the spouse / legal heir is eligible to receive Life Time Arrear /Family Pension.	Specific cases as and when brought to the notice of Government, will be clarified separately.
4.	<p>According to G.O.Ms.No.555, Finance (Pay Cell) Department, dated 10.06.1985, stagnation increment beyond the maximum of the time scale of pay (Fourth Pay Commission scales of pay) at the rate of last increment shall be given <u>annually</u> in the ordinary grade / selection grade / special grade, the maximum of whose time scale of pay does not exceed Rs.2000/-p.m. and this maximum was raised to Rs.3000/- p.m. w.e.f. 01.10.1984.</p> <p>Consequent on the implementation of Fifth Pay Commission scales of pay ordered in G.O.Ms.No.666, Finance (Pay Cell) Department, dated 27.06.1989, it has been ordered that the stagnation increment be sanctioned <u>once in two years</u> after reaching the maximum of their time scale subject to the maximum of 3 increments and ceiling of Rs.5450/- ceiling raised to Rs.6000/- w.e.f. 01.06.1988 monetary benefit 01.04.1992.</p> <p>According to G.O.Ms.No.363, Finance (PGC) Department dated 23.08.2013. the pay of the retired employees has to be regulated notionally from 01.06.1988 till their date of retirement only in the Fourth Pay Commission time scales of pay, it is therefore presumed that stagnation increments shall be sanctioned <u>annually</u> subject to a maximum of Rs.3000/- in terms of Fourth Pay</p>	Presumption is confirmed

Sl. No.	Points raised	Clarification Issued
	Commission orders, during the period 01.06.1988 to 31.12.1995. The above presumption may kindly be confirmed.	
5.	The pay regulation period relates to the years 1988 to 1995 and already a period of 20 - 25 years has elapsed. There is difficulty in tracing out the service registers of the pensioners due to efflux of time / bifurcation of offices / closure of offices / due to natural calamities like fire / flood etc. and also due to unforeseen circumstances. In such cases it may be clarified whether the notional pay in the Fourth Pay Commission scales of pay may be regulated with reference to the Pay Bills and acquittances rolls (which is to be retained for 35 years) for the period up to the date of retirement and w.r.t. available records of pay fixation statement / increment register etc.	Yes Further, the clarification issued in Government letter No.8199/Pay Cell/99-5, dated 1.6.99 shall also be adhered to.
6.	In para 15 of the Government Order it has been ordered that the pay of retired employees shall be regulated in the Fourth Pay Commission time scales of pay by the pay fixing authorities notionally where the employees last served. During the period 01.06.1988 to 31.12.95, certain officials moved from non-self drawing level to self – drawing status. It is presumed that the notional pay regulation may be done by the pay fixing authority for the self drawing period and by the Pay and Accounts Officer OR the Accountant General as the case may be for the self drawing period.	Presumption is confirmed
7.	As there is no specific mention in the Government Orders regarding the payment of other retirement benefits it may be clarified whether difference in payment of DCRG / is due to be paid to the retired pensioners covered in this Government Order, as admitted on the previous occasion, based on the orders issued in G.O. Ms. No.272, 273 Finance (Pension) dated 15.06.1998 and G.O.Ms.No.449, Finance (Pension) dated 12.10.1999.	As per the orders issued in para-15 of G.O.Ms.No.363, Finance (PGC) Department, dated 23.8.2013, the employees retired between 1.6.1988 and 31.12.1995 are entitled only for pension revision based on the notional pay fixation as per the option exercised by such retired employees and claiming DCRG and other retirement benefits does not arise.

Sl. No.	Points raised	Clarification Issued
8.	<p>In G.O.Ms.No.1101, Finance dated 13.10.1990, for those employees drawing pay of Rs.3501/- and above, 32% of D.A. has been sanctioned w.e.f. 01.07.1990 subject to a <u>maximum of Rs. 1,824/-</u></p> <p>Similarly, in G.O.Ms.No.263, Finance dated 03.04.1991, 38% of D.A. has been sanctioned w.e.f. 01.01.1991 subject to a <u>maximum of Rs.2,166/-</u></p> <p>But, the above ceiling has not been shown in the Annexure – II of the Government Order. This may be clarified.</p>	<p>The maximum ceiling specified in the Government Orders shall be adopted.</p>

Yours faithfully,



for Principal Secretary to Government.

Copy to:

All Secretaries to Government.

All Departments of Secretariat.

The Legislative Assembly Secretariat, Chennai - 600 009.

The Governor's Secretariat, Raj Bhavan, Chennai - 600 022.

The Tamil Nadu Information Commission, No.2, Thiyagaraya Salai, Eldams Road Junction, Teynampet, Chennai-18.

All Heads of Departments.

The Accountant General (A&E), Chennai - 600 018. (By name)

The Accountant General (A&E), Chennai - 600 018.

The Principal Accountant General (Audit-I), Chennai - 600 018.

The Accountant General (Audit-II), Chennai - 600 018.

The Accountant General (CAB), Chennai - 600 009.

The Registrar, High Court, Chennai - 600 104.

The Secretary, Tamil Nadu Public Service Commission, Chennai - 600 003.

The Commissioner, Corporation of Chennai / Madurai / Coimbatore / Tiruchirappalli / Salem / Tirunelveli/ Erode / Tirupur / Vellore / Thoothukudi.

All District Collectors / District Judges / Chief Judicial Magistrates.

The Pension Pay Officer, Chennai - 600 006.

All Treasury Officers / Sub-Treasury Officers.

The Director of Pension, D.M.S. Complex, Chennai - 600 006.

The Director of Local Fund Audit, Chennai - 600 108.

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