OFFICE MEMORANDUM

Subject:- Deputation of Central Government servants on Foreign Service with UN Bodies- Participation in the UN Pension Fund Scheme.

The undersigned is directed to invite a reference to the MoF OM No. FI (16) E.III (B)/ 66 dated 5th November, 1966, on the above subject. It has, inter alia been stated therein that in the cases of officers who rejoin Govt., on the expiry of the foreign service with UN organizations, the retirement benefits sanctioned by the UN will not be payable concurrently with the salary from the Govt. but will be credited to the revenues of the Govt. under intimation to the Accounts officer in the case of gazetted officers and to the head of the department in case of non- gazetted officers, so that a note could be kept in the service records of the officers concerned of the amount received from the UN authorities etc. This amount is to be paid to the officer concerned along with his other pensionery benefits when he finally retires from the service of the Govt.

2. The above provision in effect implies that such Govt. servants would have to convert retirement benefits receivable from UN into rupees and then deposit to the revenues of the Govt. under the relevant Head of account.

3. The Foreign Exchange Regulation Act, 1973, has since been replaced by the Foreign Exchange Management Act, 1999 ( FEMA ). FEMA has come into force on 1st June, 2000. Under the liberalized FEMA and the rules and regulations made under it, a person resident in India, may open, hold and maintain with an authorised dealer in India a Resident Foreign Currency Account ( RFC) out of foreign exchange received as pension or any other superannuating benefit or other monetary benefits from his employer outside India.

4. The question of amending the existing instructions referred to in para 1 above has been considered by the Government in consultation with Ministry of Finance. In the light of the provisions of FEMA, it has been decided to allow such a government servant at his option, to open a RFC account with an authorized dealer in India and deposit the pension or any other superannuation benefit received from the UN etc., in the RFC account.

5. The MoF OM No. FI (16) E.III (B)/ 66 dated 5th November, 1966, may therefore be treated as amended accordingly. Other conditions stipulated therein will remain unchanged.
6. In so far as application of these orders to the officers of Indian Audit & Accounts department is concerned, these orders issue in consultation with the Comptroller and Auditor General of India.

7. Hindi version will follow.

DEPUTY SECRETARY TO THE GOVERNMENT OF INDIA

To
All Ministries/ Departments of Government of India etc.,
as per standard mailing list

Copy forwarded to :-

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5. Department of Personnel & Training (AIS Division /JCA Section/ Admn. Section \ Pay Implementation Cell).

6. Additional Secretary (Union Territories) Ministry of Home Affairs.

7. All State Governments and Union Territories.

8. Secretary, National Council (Staff side), 13-C Feroze Shah Road, New Delhi.

9. All Members of the staff side of the National Council of JCM/Department Council.

10. All Officers/Sections of the Department of Personnel and Training/Department of Administrative Reforms & Public Grievances/Department of Pensions & Pensioner's Welfare.

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DEPUTY SECRETARY TO THE GOVT. OF INDIA