

No.29018/3/97-AIS(II)
Government of India
Ministry of Personnel, Public Grievances & Pensions
(Department of Personnel and Training)

.....
New Delhi, dated 10 August, 1998.

To

(7)
The Secretaries of all M/o Surface Transport
the Ministries/Departments
etc. of Government of India.

Subject:-All India Services - standard terms and
conditions of deputation - regarding.

Sir,

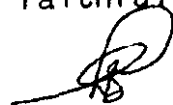
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I am directed to say that the Central Ministries/Departments refer the proposed terms and conditions of appointment of IAS officers going on deputation to the Public Sector Undertakings for vetting by this Department. Cases of the IAS officers going on deputation on foreign service terms to the international organisations, autonomous bodies and private organisations are also referred for the same purpose. Vetting in the cases of I.P.S. and I.F.S. officers is done by the Ministry of Home Affairs and Ministry of Environment & Forests respectively, who are the Cadre Controlling authorities in respect of these All India Services.

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2. In order to bring in an element of uniformity in the matter, the question of laying down the standard terms and conditions of deputation has been considered and accordingly, a set of such conditions - covering various aspects of such appointments, has been prepared, a copy of which is enclosed. This has been done on the basis of the standard terms and conditions of deputation laid down in respect of the Central Government employees, as given in the Fundamental Rules, read with the consolidated instructions on deputation issued by this Department from time to time and the terms of such appointments allowed in the past in respect of the officers belonging to the Indian Administrative Service.

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3. It has further been decided that for streamlining the procedure involved and to cut short the avoidable delays in getting the terms of deputation of the IAS officers concerned from this Department, the administrative Ministries and Departments of the Government of India may be delegated the power to frame and finalise these terms and conditions themselves, in respect of the IAS officers serving under them, on the basis of the enclosed standard terms, without seeking concurrence of the Department of Personnel and Training in each and every case. In case, however, there is a deviation from these standard terms in respect of one or more of the terms proposed to be allowed in a particular case, it would be necessary to make a reference to this Department and seek prior approval in the matter.

4. The Cadre Controlling authorities in respect of the officers belonging to the Indian Police Service and Indian Forest Service, viz. Ministry of Home Affairs and Ministry of Environment and Forests respectively, are being advised to frame the standard terms and conditions of deputation for these officers on the said lines.

Yours faithfully,



(A.K. Sarkar)
Director

Copies for information and suitable action to:-

1. Ministry of Home Affairs, Police Division (with 10 spare copies).
2. Ministry of Environment & Forests, I.F.S. Division (with 10 spare copies.)

Copies for information also to:-

1. Chief Secretaries of all State Governments and UTs.
2. Accountants General of all the State Governments.

Spare copies - 200.



(A.K. Sarkar)
Director

STANDARD TERMS & CONDITIONS FOR IAS OFFICERS
GOING ON DEPUTATION TO CPSUs, ETC.

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1. Period of Deputation: From.....to.....

(Details to be given).

2. Pay: During the period of deputation, a member of the service will draw pay as for ato the Government of India. For this purpose, the post in the borrowing organisation will be equated with the scheduled post ofto the Government of India mentioned in Schedule of the IAS (Pay) Rules, 1954 as required under rule 9(1) *ibid*.

[N.B.: For equating the post held on deputation, equivalence will be w.r.t. the level of post for which the officer stands empanelled under the Central Staffing Scheme. In cases of deputations under rule 6(2)(ii) of the Cadre Rules and for appointment as CVOs/E.D. (Vigilance), however, equations will be w.r.t. the grade in which the officer, prior to his coming on deputation, has been drawing pay in his State cadre and also keeping in view the level of the post at the Centre thus offered].

3. Dearness Allowance: A member of the service will be governed by the provisions of the All India Services (Dearness Allowance) Rules, 1972.

4. City Compensatory Allowance and House Rent Allowance: To be regulated under the rules of the borrowing organisation. If any residential accommodation is hired/owned by the organisation, 10% of the pay plus DA/D.P. and C.C.A. will be payable by the officer for availing of such accommodation and in that case, his entitlement to draw House Rent Allowance will also cease.

In the cases of deputation to PSUs, for this purpose, detailed orders issued by the Department of Public Enterprises from time to time will apply. For deputations to Autonomous Bodies and international organisations, orders issued by the Department of Personnel and Training and Ministry of Finance from time to time will be applicable.

5. Transfer T.A./Joining Time: A member of the service will be entitled to T.A. and Joining Time both on joining the post on deputation and on reversion under the rules of the organisation to which he is deputed and which shall not be inferior to the relevant provisions of the AIS Rules. The expenditure on this account will be borne by the organisation.

6. Conduct, Discipline & Appeal Rules: A member of the service will continue to be governed by the All India Services (Conduct) Rules, 1968 and All India Services (Discipline & Appeal) Rules, 1969.

7. T.A. and D.A. for journey on duty: A member of the service will be paid Travelling Allowance and Daily Allowance by the borrowing organisation under its own rules for the journeys undertaken by him in connection with the official work under that organisation.

8. Leave and Pension: During the period of deputation, a member of the service will continue to be governed by the AIS (Leave) Rules, 1955 and the AIS(DCRB) Rules.

1958. The entire expenditure in respect of leave taken during or at the end of deputation shall be borne by the borrowing organisation. In latter cases, the leave and its period will be regulated by the orders of the Central Government issued on the subject. He will not be allowed to join any of the pension schemes of the Organisation.

9. Provident Fund: During the period of foreign service, a member of the service will continue to subscribe to the AIS Provident Fund Scheme to which he was subscribing at the time of proceeding on foreign service in accordance with the rules of such Fund.

10. Medical Facilities: The foreign body shall afford to a member of service medical facilities not inferior to those which are admissible to an AIS officer of the same status under the Central Government rules on the subject.

11. Transport Facility: A member of the service will be entitled to the use of official car for private purposes in accordance with the orders issued by the Ministry of Finance/D.P.E., from time to time, if the concerned Organisation have no rules to this effect.

12. Leave Travel Concession: The organisation shall allow Leave Travel Concession to a member of the service as admissible under its rules provided these are not inferior to those admissible to him under the A.I.S.(L.T.C.) Rules, 1975. The whole expenditure in this regard will be met by the borrowing organisation.

This, however, is subject to the condition that the officer had not already, before proceeding on deputation, availed of the concession during that particular block of years.

13. Disability Leave: The borrowing organisation will be liable to pay leave emoluments in respect of disability leave, if any, granted to a member of the service on account of any disability incurred in and through foreign service even though such disability manifests itself after termination of foreign service. The relevant AIS rules will be applicable in such cases.

14. Leave Salary/Pension Contributions: The organisation will pay to the Government of the parent cadre of the member of the service leave salary and pension contributions at the rates in force from time to time in accordance with the orders issued by the President under F.R. 116. The payment of these contributions must be paid annually within 15 days from the end of each financial year or at the end of foreign service if the deputation expires before the end of a financial year. Delayed payment will attract liability of payment of interest in terms of the instructions contained in the Ministry of Finance's Notification No.F.1(1) - E.III/83 dated the 10th August, 1983, as amended from time to time. Pending intimation of the rates of leave salary and Pension Contributions by the

concerned Accountant General, the organisation shall pay leave salary and pension contributions provisionally at the prescribed rates.

15. Group Insurance: If the member of the service has not opted out of the Central Government Employees Group Insurance Scheme, 1980, before 31.12.1981, the said scheme as appended to the Schedule to the A.I.S. (Group Insurance) Rules, 1981 shall be applicable to him. In that case, an amount of Rs.120/- p.m. deducted from his salary as subscription towards the Insurance Scheme shall be remitted to the concerned Accountant General by the organisation. If at any time the recovery of subscription falls in arrears, the same shall be recovered with interest admissible under the Scheme on the accretions to the Saving Fund.

16. Residuary Matters: In all matters relating to conditions of service and benefits/facilities and perks in the borrowing organisation not covered by items 1 to 15 above, a member of the service shall be governed by the rules, regulations and orders applicable to a member of the All India Services serving in connection with the affairs of the Union.

17. The above mentioned terms and conditions would be applicable till the member of the service remains on deputation with the borrowing organisation. On reversion from deputation, he/she will be governed by the relevant rules laid down for the All India Service officers.