

New Delhi-1, the 25th October, 1958
3rd Kartika, 1880

OFFICE MEMORANDUM

Subject:- Applicability of the Central Civil Services
(Conduct) Rules to members of Committees/
Commissions appointed by the Government of India.

Attention is invited to this Ministry's Office Memorandum No.25/2/50-Ests., dated the 20th June, 1951 (copy enclosed) in which it was laid down that an honorary worker should be paid a nominal salary of Re.1 per mensem so that he may be technically a Government servant governed by the Central Civil Services (Conduct) rules and other service rules. The Government of India have since been advised that, subject to the exceptions specified in the Central Civil Services (Conduct) rules 1955, those rules apply to "all persons appointed to civil services and posts in connection with the affair of the Union" and that the criterion for deciding whether the rules apply in a particular case is whether the person concerned has been formally appointed to a civil service or post under the Central Government and not merely whether he is in receipt of remuneration from Government. Accordingly, where the intention is that the person to be appointed should be governed by the Central Civil Services (Conduct) rules, the appointment should be made to a specific civil service or post.

2. Non-official members (i.e. all persons other than those who are in active Government service) of Commissions, Boards and Committees of Enquiry set up by Government may sometimes attach considerable importance to their non-official status and prefer it to be maintained while accepting membership of such Commissions etc. In such cases, if the intention is that the said rules should not apply, the person concerned should not be appointed to any Central Civil Service or post, but should be appointed as Chairman or member of the Commission or Committee, as the case may be without reference to any civil service or posts, on such honoraria as may be considered suitable.

3. The Government of India have also noticed that in several instances the honoraria sanctioned for honorary workers are substantial. In such cases the person concerned is an honorary worker in name only. The Government of India do not consider it proper to fix the amount of honorarium at such a figure that the honorary character of the employment is lost. Moreover if the person desires to maintain his non-official status and does not wish to be regarded as a Government servant, it follows that the remuneration allowed to him as honorarium should be nominal and not equivalent to what would have been allowed to him as salary if he had been appointed to a regular post.

4. The Ministry of Finance etc. are requested to bring these instructions to the notice of all concerned departments and offices under their administrative control.

P. Sitaraman

(P. Sitaraman)

Deputy Secretary to the Govt. of India.

To

With
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no.
of spare
copies.

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