

Eastern Railway
(Personnel Department)
17 N. S. Road, Kolkata - 700 001

Serial Circular No. 157/2019

No. E/PC-VII/2016/Policy (Vol. II)

Kolkata, Date : 13/08/2019

All Concerned

(as per standard list)

**Sub: Railway Services (Revised Pay) Rules, 2016 - opportunity for
revision of option to come over to revised pay structure.**

The instructions on the subject issued by Ministry of Railways (Railway Board) vide letter No. PC-VII/2018/RSRP/1 dated 23/07/2019, are communicated herewith for information and necessary action. Board's earlier letters dated 17/12/2018(RBNo.197/2018) and dated 10/07/2019 mentioned therein, were circulated under this office serial Nos. 241/2018 and 153/2019 respectively.

DA: As above

Ar :
(Anjan Ray)
Dy. Chief Personnel Officer/Gaz.
For Pr. Chief Personnel Officer
Phone No.:24104 (Rly.)

[Signature]
13/8/19

Index No. 1057: Option for fixation of pay in the revised pay structure with respect to promotions materialised after the date of notification of RS(RP) Rules, 2016, i.e. 28/07/2016 cannot be exercised.

CR/06
26/07/19

Central Registry / E. Div.
Date of Receipt
Serial No.....

GOVERNMENT OF INDIA
MINISTRY OF RAILWAYS
(RAILWAY BOARD)

No. PC-VII/2018/RSRP/1

The General Managers
All Indian Railways/PUs
(As per mailing list)

29 JUL 2019

New Delhi, dated : 23.07.2019

1753

Sub:- Railway Services (Revised Pay) Rules, 2016 – opportunity for revision of option to come over to revised pay structure.

Ref:- Board's letter No. PC-VII/2018/RSRP/1 dated 10.07.2019.

Please refer to Board's letter of even no. dated 10.07.2019 (copy enclosed) advising that subsequent to issue of Board's letter dated 17.12.2018 (RBE No. 197/2018) circulating Ministry of Finance's OM No. 4-13/17-IC/E-IIIA dated 12.12.2018 regarding opportunity for revision of option to come over to revised pay structure, the issue of option for switching over to 7th CPC with respect to promotions materialized after date of notification of RS(RP) Rules, 2016 has been referred to Ministry of Finance and till such time clarifications are received from Ministry of Finance, while allowing options, conditions as stipulated in Rule 5 & 6 of RS(RP) Rules, 2016 may strictly be followed.

2. With respect to above, it is stated that clarification on the subject matter has since been received from Ministry of Finance. As per clarification received from Ministry of Finance, it is advised that option for fixation of pay in the revised pay structure after the date of notification of the RS(RP) Rules, 2016 i.e. 28.07.2016 can not be exercised, as Rule 5 of the said Rules provides option only for promotion taking place upto 28.07.2016 (date of notification of the said Rules).

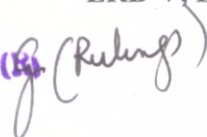
3. Hence, it is advised that option shall be allowed only strictly in accordance with the aforesaid position, and options (if any) have been allowed contrary to the provision as mentioned above, corrective action may be taken.

Encl. As above.


Dy. Director, Pay Commission-VII
Railway Board

Copy to: - PAO, F(E)-I, F(E)-II, F(E)-III, ERB-I, ERB-II, ERB-III, ERB-IV, ERB-V, ERB-VI Branches of Railway Board.

By, CPO (R)


30/7/19
PCPO

**GOVERNMENT OF INDIA
MINISTRY OF RAILWAYS
(RAILWAY BOARD)**

S.No. 18

No. PC-VII/2018/RSRP/1

New Delhi, dated : 10.07.2019

**The General Managers
All Indian Railways/PUs
(As per mailing list)**

Sub:- Railway Services (Revised Pay) Rules, 2016 – opportunity for revision of option to come over to revised pay structure.

Ref:- Board's letter No. PC-VII/2018/RSRP/1 dated 17.12.2018 (RBE No. 197/2018)

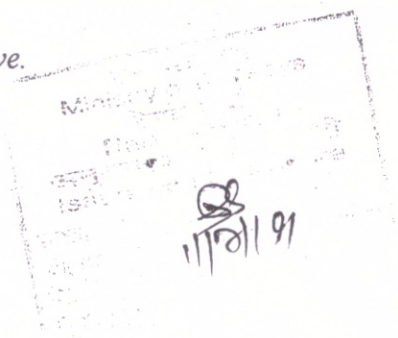
Please refer to Board's letter mentioned above *inter-alia* circulating Ministry of Finance's (MoF) OM No. 4-13/17-IC/E-IIIA dated 12.12.2018 regarding opportunity for revision of option to come over to revised pay structure under CCS(RP) Rules, 2016 for adoption of the same in Railways with respect to RS(RP) Rules, 2016. Consequent to issue of the same, certain Railways has sought clarification whether option to switch over to 7th CPC pay structure can be exercised in a prospective manner covering promotions materialized after notification of RS(RP) Rules, 2016.

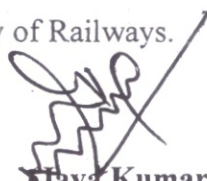
2. With respect to above, it is stated that earlier, the issue has been examined in Board's Office and a reference has already been made to MoF seeking clarification on the issue. Response from MoF is awaited. Till such time clarifications are received from MoF, it is advised that while allowing options, conditions as stipulated in Rules 5 & 6 of RS(RP) Rules, 2016 may strictly be followed as Ministry of Finance while liberalising conditions under Rule 6(4) of CCS(RP) Rules, 2016 which provides that the option once exercised shall be final and permitting another opportunity to employees to revise their initial option in terms of Rule 5 & 6 within a period of 3 months, made no changes in the other conditions laid down in Rules 5 & 6 of CCS(RP) Rules, 2016 governing exercise of option.

3. Hence, it is clarified that option for switching over to 7th CPC with respect to promotions upto 28.07.2016 (date of notification of RS(RP) Rules, 2016) valid only and option for switching over to 7th CPC can not be exercised with respect to promotions materialized after the said date. Further, Illustrations on pay fixation methodology in cases (a) where a Railway Servant has been placed in a higher grade pay or scale between 1st day of January, 2016 and the date of notification of RS(RP) Rules, 2016 on account of promotion or upgradation and elect to switch over to revised pay structure from the date of such promotion/upgradation and (b) fixation of pay in case an employee elect to continue to draw pay in existing pay structure until he vacates his post or ceases to draw pay in the existing pay structure with respect to promotion upgradation materialized after the date of notification of RS(RP) Rules, 2016 in terms of relevant provisions of RS(RP) Rules, 2016 is enclosed as **Annexure-I**.

4. This issues are in concurrence with Finance Directorate of Ministry of Railways.

Encl. As above.





**Jaya Kumar G)
Dy. Director, Pay Commission-VII
Railway Board**

o/c
No-issue
11.7.19

Annexure-I

- (a) Illustration for fixation of pay in cases where a Railway Servant has been placed in a higher grade pay or scale between 1st day of January, 2016 and the date of notification of RS(RP) Rules, 2016 i.e. 28.07.2016 on account of promotion or upgradation and elect to switch over to revised pay structure from the date of such promotion or upgradation:

Case-I: When promotion occurred between 01.01.2016 and 30.06.2016.

Pay as on 01.01.2016 in existing pay structure	Rs. 17300 + GP Rs. 4200 = Rs. 21500
Date of Promotion in GP-4600	12.05.2016
Pay as on 12.05.2016 in existing pay structure after promotional increment in lower scale.	Rs. 17950 + GP Rs. 4600 = Rs. 22550
Fixation of pay in 7 th CPC in Level-7 with effect from 12.05.2016 as per Rule 7 of RS(RP) Rules, 2016	Rs. 22550*2.57 = Rs. 57953.50 Relevant Cell in Level-7 : Rs. 58600
DNI as per Rule 10 of RS(RP) Rules, 2016	01.01.2017

Case-II: When promotion occurred between 01.07.2016 and 28.07.2016

Pay as on 01.01.2016 in existing pay structure	Rs. 17300 + GP Rs. 4200 = Rs. 21500
Date of Promotion in GP-4600	11.07.2016
Pay as on 01.07.2016 in existing pay structure after grant of annual increment.	Rs. 17950 + GP Rs. 4200 = Rs. 22150
Pay as on 11.07.2016 in existing pay structure after promotional increment in lower scale.	Rs. 18620 + GP Rs. 4600 = Rs. 23220
Fixation of pay in 7 th CPC in Level-7 with effect from 11.07.2016 as per Rule 7 of RS(RP) Rules, 2016	Rs. 23220*2.57 = Rs. 59675.40 Relevant Cell in Level-7 : Rs. 60400
DNI as per Rule 10 of RS(RP) Rules, 2016	01.07.2017

- (b) Illustration for fixation of pay in case an employee elect to continue to draw pay in existing pay structure until he vacates his post or ceases to draw pay in the existing pay structure with respect to promotion or upgradation materialized after the date of notification of RS(RP) Rules, 2016.

Pay as on 01.01.2016 in existing pay structure	Rs. 17300 + GP Rs. 4200 = Rs. 21500
Pay as on 01.07.2016 after annual increment	Rs. 17950 + GP Rs. 4200 = Rs. 22150
Date of promotion in GP-4600	15.11.2016
Pay in pre-revised structure on 14.11.2016 (Date of vacation of post in GP-4200)	Rs. 17950 + GP Rs. 4200 = Rs. 22150
Fixation of pay in 7 th CPC in Level-6 as per Rule 7 of RS(RP) Rules, 2016.	Rs. 22150*2.57 = Rs. 56925.5 Relevant Cell in Level-6 : Rs. 58600
Fixation on promotion in Level-7 w.e.f. 15.11.2016. As per Rule 13 of RS(RP) Rules, 2016, one increment shall be given in the Level from which the employee is promoted and he shall be placed at a cell equal to the figure so arrived at in the Level of the post to which promoted and if no such cell is available in the Level to which promoted, he shall be placed at the next higher Cell in that Level.	In the instant case, next Cell to Rs. 58600 in Level-6 is Rs. 60400. The same figure is available in Cell 11 of Level-7. Therefore, pay will be fixed at Rs. 60400 in Level-7
DNI as per Rule 10 of RS(RP) Rules, 2016	01.07.2017

Note : It may be noted that though the employee can continue in 6th CPC pay structure till he vacates the posts, promotional benefit can only be granted in the 7th CPC scale.
