

Eastern Railway

Personnel Department

No. E.787/0/PEN/Pt.XXX

Kolkata, dated 23.11.2023

ALL CONCERNED

As per Standard list

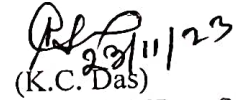
Sub: Inclusion under Railway Services (Pension) Rules, 1993 in accordance with Board's instructions dated 10.03.2023 to those employees who have joined Railway service on mobility from Central Government/State Government/Autonomous body service- reg.

A copy of Railway Board's letter No. D-43/12/2018-F(E)III dated 16.11.2023 (RBE No. 127/2023) alongwith a copy of Department of Pension & Pensioners' Welfare (DOP&PW)'s O.M. No. 57/03/2022-P&PW(B)/8361(2) dated 20.10.2023 on the above subject matter is sent herewith for information, guidance and necessary action.

Railway Board's earlier letter of even no dated 10.03.2023 mentioned therein was circulated under this office Sl. No. 40/2023.

Railway Board's letter No. F(E)III/2005/PN1/35 dated 04.11.2009 (RBE No. 196/2009) mentioned therein is attached herewith for ready reference.

DA: As above


(K.C. Das)

Dy. Ch. Personnel Officer (NG)
fr. Pr. Chief Personnel Officer

Index No. 1058:—Guidelines regarding inclusion under Railway Services (Pension) Rules, 1993 in accordance with Board's instructions dated 10.03.2023 to those employees who have joined Railway service on mobility from Central Government/State Government/Autonomous body service.

GOVERNMENT OF INDIA (BHARAT SARKAR)
MINISTRY OF RAILWAYS (RAIL MANTRALAYA)
(RAILWAY BOARD)

No.D-43/12/2018-F(E)III

New Delhi, dated: 16.11.2023.

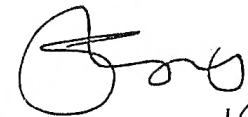
The General Managers/Principal Financial Advisors,
All Zonal Railways/Production Units etc,
DGs of RDSO and NAIR.

Sub: Inclusion under Railway Services (Pension) Rules, 1993 in accordance with Board's instructions dated 10.03.2023 to those employees who have joined Railway service on mobility from Central Government/State Government/Autonomous body service-reg.

A copy of Department of Pension & Pensioners' Welfare (DOP&PW)'s O.M. No. 57/03/2022-P&PW(B)/8361(2) dated 20.10.2023 is enclosed for information and guidance. These instructions shall apply *mutatis mutandis* on the Railways also. The Central Civil Services (Pension) Rules, 1972 corresponds to Railway Services (Pension) Rules, 1993.

2. DoP&PW's O.M. No. 57/05/2021-P&PW(B) dated 03.03.2023 has been adopted on Railways vide this office letter of even number dated 10.03.2023 and DoP&PW's O.M. dated 28.10.2009 mentioned in the enclosed O.M. was adopted on Railways vide letter No. F(E)III/2005/PN1/35 dated 04.11.2009.

3. Please acknowledge receipt.



16/11/2023

(Sanjay Prashar)
Jt Director, Finance (Estt.)-II
Railway Board

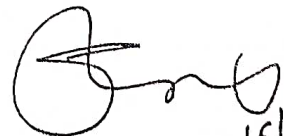
D.A.: As above

No. D-43/12/2018-F(E)III

New Delhi, Dated: 16.11.2023.

Copy to:

Deputy Comptroller and Auditor General of India (Railways), Room No. 222, Rail Bhawan, New Delhi.



16/11/2023

For Member Finance, Railway Board

No. – 57/03/2022-P&PW(B)/8361 (2)
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Pension and Pensioners' Welfare

3rd Floor, Lok Nayak Bhavan, Khan Market,
New Delhi, Dated the 20th October, 2023

OFFICE MEMORANDUM

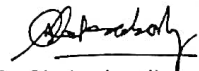
**Subject: Inclusion under the Central Civil Services (Pension) Rules, 1972 (now 2021)
in accordance with DoPPW OM dated 03.03.2023 to those employees who have
joined Central Government service on mobility from Central Government/State
Government / autonomous body service- reg.**

The undersigned is directed to say that the Department of Pension and Pensioners' Welfare administers pension related policy matters in respect to Central Government civil employees. This Department has issued instruction vide OM No. 57/05/2021-P&PW(B) dated 03.03.2023 giving one time option to the Central Government civil employee for inclusion under the CCS(Pension) Rules, 1972 (now 2021) who has been appointed against a post or vacancy which was advertised/ notified for recruitment/ appointment prior to notification for National Pension System i.e. 22.12.2003. As per para 7 of this OM, it is for the appointing authority of the post against which such option has been exercised to examine and decide applicability of these instructions.

2. References have been received seeking clarification on applicability of aforesaid instructions dated 03.03.2023 to the Central Government employees who fulfils conditions of these instructions in their previous service rendered in State Government / autonomous bodies and thereafter joined Central Government service on or after 01.01.2004 after submitting technical resignation from previous service.

3. It is, therefore, clarified that the instructions issued vide OM dated 03.03.2023 are applicable to Central Government civil employees. Central Government employees who are included under CCS(Pension) Rules, 1972 in terms of OM dated 03.03.2023 for their appointment against any post / service in Central Government and moved to another Central Government service through proper channel would continue to be governed under the CCS(Pension) Rules, 1972.

4. However, the case of employee of the State Government / autonomous body moved to Central Government service on or after 01.01.2004 after tendering technical resignation from their previous service would be examined as a case of counting of past service on mobility to Central Government service on or after 01.01.2004. Therefore, these cases would be examined in terms of this Department's OM dated 28.10.2009.



(S. Chakrabarti)

Under Secretary to the Govt. of India

To
All Ministries/Departments/Organisations,
(As per standard list)

RBE No. 196/2009

GOVERNMENT OF INDIA (BHARAT SARKAR)
MINISTRY OF RAILWAYS (RAIL MANTRALAYA)
(RAILWAY BOARD)

No. F(E)III/2005/PN1/35

New Delhi, Dated: 04.11.2009.

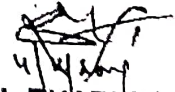
The GMs/FA&CAOs,
All Indian Railways/Production Units.
(As per mailing list)

Subject: Mobility of personnel amongst Central/State & Autonomous Bodies
while working under Pensionable establishments – regarding.

A copy of Department of Pension and Pensioners' Welfare (DOP&PW)'s O.M. No. 28/30/2004-P&PW(B) dated 28th October, 2009 on the above subject is enclosed for information and compliance. These instructions shall apply mutatis mutandis on the Railways also. Rule 2 of the CCS (Pension) Rules, 1972 corresponds to Rule 2 of the Railway Services (Pension) Rules, 1993. DOP&PW's O.M. dated 26.7.2005, mentioned in the enclosed O.M., was adopted on the Railways vide this office letter of even number dated 26.9.2005.

2. Please acknowledge receipt.

DA: One.


(SUNIL BHARDWAJ)
Deputy Director Finance(Estt.)III,
Railway Board.

Lok Nayak Bhavan, Khan Market
New Delhi-110003
Dated, the 28th October, 2009

OFFICE MEMORANDUM

Subject: - Mobility of personnel amongst Central /State & Autonomous Bodies while working under Pensionable establishments - regarding.

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The undersigned is directed to say that while introducing the New Pension Scheme from 1/1/2004, amendments to various existing rules including Rule 2 of the CCS (Pension) Rules, 1972 were made whereby these rules became inapplicable to those appointed to Central Govt. Services and posts from 1/1/2004. Also the new and changed position obtaining on mobility of personnel between Central Government departments; between Central and State Governments; and between Govt. departments and autonomous bodies on technical resignation from 1/1/2004 under these rules were clarified vide OM of even number dated 26/7/2005.

2. The position has been further reviewed by the Government of India and it has been decided to continue mobility of Govt. servants/Autonomous body employees appointed on or before 31.12.03 and who were governed under the old non-contributory Pension scheme of their respective Governments/organizations in order to provide for the continuance of Pensionary benefits based on combined service in accordance with the CCS (Pension) Rules, 1972 as under:-

- a. between the Central Govt. departments covered under CCS (Pension) Rules, 1972; and Railway Pension Rules, 1993 or other similar non-contributory pensionable establishments of Central Govt. covered by old Pension Rules other than CCS (Pension) Rules, 1972;
- b. between State and Central Govt provided the employees were appointed in the State Govt (s) on or before 31.12.2003 and covered under old pension scheme similar to CCS (Pension) Rules, 1972;
- c. the pre-existing arrangement of mobility between State/Central Autonomous Body to Central/State Govt. and between autonomous bodies that were governed by old pension schemes in force upto 31/12/2003 vide No 28/10/84-P&PW dated 7/2/1986 and OM. No 28/10/84-Pension unit dated 29/8/1984 stand restored although those under CPF etc. will not be allowed entry into the old pension scheme on appointments from 1/1/2004.

3. These instructions modify/supersede provisions in the OM of even number dated 26/7/2005 to the extent as indicated above and take effect from 1.1.2004.



4.- This issues with the concurrence of Department of Expenditure vide their UO No. 335/EV/2009 dt 5/10/2009 and in consultation with C&AG vide their U.O. No.93-audit (Rules)/28-2009 dated 09-10-2009.


(Raj Singh)
Director

To

1. All Central Govt. Ministries/ Departments.
2. Chief Secretaries of all State Governments/UTs
3. Accountant Generals in the States and UTs
4. Department of Expenditure, Ministry of Finance, North Block, New Delhi
5. C&AG, Bahadur Shah Zafar Marg, New Delhi.
6. Ministry of Railways, Railway Board, for information, New Delhi.
7. Department of Financial Services, Jeevan Deep Building, Parliament Street, N.Delhi
8. CGA, Department of Expenditure, 7th Floor, Lok Nayak Bhawan, Khan Market, New Delhi.
9. NIC for posting on the website of this department pensionersportal.gov.in .


(Raj Singh)
Director