

GOVERNMENT OF INDIA
MINISTRY OF RAILWAYS
(RAILWAY BOARD)

P.C - VI

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PC-VI No.180
RBE No.10/2010

F.No.F(E)II/2009/DE1/1

New Delhi, dt. 12.01.2010

The General Managers/OSDs/CAOs
All Indian Railways etc.
(As per Standard Mailing List)

Sub:- Deputation of Central Government Employees to ex-cadre posts under Central/State Government and on Foreign Service to Central/State PSUs/ Autonomous Bodies.

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In continuation of Railway Board's letter No.F(E)II/94/DE-1/1 dt 05.12.1994 and F(E)II/2008/DE1/1 dt. 04.04.2008, a copy of Ministry of Personnel, Public Grievances and Pension (Deptt. of Personnel & Training)'s Office Memorandum No. 2/6/2009-Estt.(Pay.II) dated 25th February, 2009 on the above subject is sent herewith for information and guidance. These instructions will apply mutatis mutandis to Railway employees also. Accordingly, the following provisions in modification to the existing instructions on deputation/foreign service will come into existence with immediate effect:-

- (i) There shall be no extension of deputation period beyond 5th year.
- (ii) Mandatory 'Cooling off' period of 3 years for the Railway officers upto the Joint Secretary level and one year for Additional Secretary Level posts after every Deputation period.
- (iii) A Railway/Central Government employee shall be eligible for deputation/foreign service to State Governments/State Government Organizations/Government of UTs/International organizations/Autonomous bodies, trusts, societies, PSUs etc. not controlled by Central Government only after he has completed 9 years of service and is clear from the vigilance angle and has not dealt with the borrowing organizations in the last five years.
- (iv) Such deputation/foreign service shall be limited to a maximum period of seven years in the entire service of Railway/Central Government servants.
- (v) If during the period of deputation, on account of proforma promotion in the parent cadre under Next Below Rule or upgradation, the official concerned becomes entitled to a higher Pay Scale/Pay Band & Grade Pay in the parent cadre vis-à-vis that of the ex-cadre post, he will have the option either to continue in the deputation post (without availing of proforma promotion/upgradation) for the rest of the term or revert to his parent cadre within a period of six months. In case the official wishes to continue on deputation post, there shall be no pay fixation based on the proforma promotion/upgradation and he will continue to draw the pay being drawn by him.

भारत सरकार
रेल मंत्रालय (रेलवे बोर्ड)

पी०सी०-५८/१८०
आर०बी०ई० सं० १०/२०१०

सं. एफ (ई)II/2009/डीई1/1

नई दिल्ली, दिनांक: 12.01.2010

महाप्रबंधक/विशेष कार्य अधिकारी/मुख्य प्रशासनिक अधिकारी,
सभी भारतीय रेलें आदि
(मानक डाक सूची के अनुसार)

विषय: केन्द्र सरकार के कर्मचारियों की केन्द्र/राज्य सरकार के संवर्ग बाह्य पदों पर तथा केन्द्र/राज्य के सार्वजनिक क्षेत्र के उपक्रमों/स्वायत्त निकायों के लिए इतर सेवा पर प्रतिनियुक्ति।

रेलवे बोर्ड के दिनांक 05.12.1994 के पत्र सं. एफ(ई)II/94/डीई-1/1 तथा दिनांक 04.04.2008 के पत्र सं. एफ(ई)II/2008/डीई1/1 के क्रम में उपर्युक्त विषय पर कार्मिक, जन शिकायत एवं पेंशन मंत्रालय (कार्मिक एवं प्रशिक्षण विभाग) के दिनांक 25.02.2009 के कार्यालय ज्ञापन सं. 2/6/2009-इस्टे (पे.II) की प्रति सूचना एवं मार्गदर्शन के लिए भेजी जा रही है। ये अनुदेश आवश्यक परिवर्तनों सहित रेलवे कर्मचारियों पर भी लागू होंगे। तदनुसार, प्रतिनियुक्ति/इतर सेवा संबंधी मौजूदा अनुदेशों में आशोधन के साथ निम्नलिखित प्रावधान तत्काल प्रभाव से लागू होंगे:-

- (i) प्रतिनियुक्ति की अवधि 5 वर्ष से आगे नहीं बढ़ाई जाएगी।
- (ii) प्रत्येक प्रतिनियुक्ति अवधि के बाद संयुक्त सचिव स्तर तक के रेलवे अधिकारियों के लिए 3 वर्ष तथा अपर सचिव स्तर के पदों के लिए एक वर्ष की अनिवार्य 'कूलिंग ऑफ' अवधि।
- (iii) रेलवे/केन्द्र सरकार के कर्मचारी राज्य सरकारों/राज्य सरकार के संगठनों/संघ शासित सरकारों/अंतर्राष्ट्रीय संगठनों/स्वायत्त निकायों, ट्रस्टों, सोसायटियों, सार्वजनिक क्षेत्र के उन उपक्रमों में प्रतिनियुक्ति/इतर सेवा के लिए पात्र होंगे जो केन्द्र सरकार द्वारा नियंत्रित नहीं है बशर्ते कि उन्होंने 9 वर्ष की सेवा पूरी कर ली हो तथा उनके विरुद्ध कोई सतर्कता मामला नहीं हो तथा पिछले 5 वर्षों में संगठन द्वारा कोई कार्रवाई नहीं की गई हो।
- (iv) रेलवे/केन्द्र सरकार के कर्मचारियों की संपूर्ण सेवा में ऐसी प्रतिनियुक्ति/इतर सेवा अधिकतम 7 वर्ष की अवधि के लिए होगी।

- (v) यदि प्रतिनियुक्ति की अवधि के दौरान, नेक्स्ट बिलो रूल के अंतर्गत मूल संवर्ग में प्रोफार्मा पदोन्नति अथवा अपग्रेडेशन के कारण, संबंधित अधिकारी संवर्ग बाह्य पद की तुलना में मूल संवर्ग में उच्चतर वेतनमान/पे बैंड तथा ग्रेड पे का पात्र हो जाता है, तो उसे शेष अवधि के लिए प्रतिनियुक्ति पद (प्रोफार्मा पदोन्नति/अपग्रेडेशन का लाभ उठाए बिना) पर बने रहने अथवा 6 महीने की अवधि के भीतर अपने मूल संवर्ग में वापस आने का विकल्प होगा। यदि अधिकारी प्रतिनियुक्ति पद पर बने रहना चाहता है, तो प्रोफार्मा पदोन्नति/अपग्रेडेशन के आधार पर कोई वेतन निर्धारण नहीं होगा तथा वह अपना वर्तमान वेतन लेता रहेगा।

2. कृपया पावती दें।



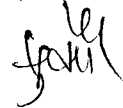
(सुखेन्द्र कौर)

उप निदेशक, वित्त (स्थापना)।
रेलवे बोर्ड

सं. एफ (ई)II/2009/डीई1/1

नई दिल्ली, दिनांक: 12.01.2010

भारत के उप नियंत्रक एवं महालेखा परीक्षक (रेलें), कमरा सं. 224, रेल भवन, नई दिल्ली (40 अतिरिक्त प्रतियों सहित) को प्रतिलिपि प्रेषित।



कृते वित्त आयुक्त, रेलें

No. 2/6/2009-Estt. (Pay II)
Government of India
Ministry of Personnel, Public Grievances & Pensions
Department of Personnel & Training

New Delhi, 25th February, 2009.

OFFICE MEMORANDUM

Subject: Deputation of Central Government Employees to ex-cadre posts under Central/State Governments and on Foreign Service to Central/State PSUs/Autonomous Bodies.

Reference is invited to this Department's O.M. No. 2/29/91-Estt. (Pay II) dated 5th January, 1994 which lays down the guidelines relating to deputation of Central Government Employees to ex-cadre posts under Central/State Governments and on Foreign Service to Central/State PSUs/Autonomous Bodies. Para 8 of the O.M. lays down the procedure of extension of deputation/foreign service beyond the period prescribed in the Recruitment Rules of the ex-cadre posts.

2. It has now been decided to revise the existing Para 8 of the O.M. dated 5th January, 1994 [read with O.M. No. 2/29/91-Estt. (Pay II) dated 20th June, 2006] relating to tenure of deputation as under:

8. Tenure of deputation/foreign service

8.1 The period of deputation/foreign service shall be as per the Recruitment Rules of the ex-cadre post or 3 years in case no tenure regulations exist for the ex-cadre post.

8.2 In case where the period of deputation/foreign service prescribed in the RRs of the ex-cadre post is 3 years or less, the Administrative Ministry/borrowing Organisations may grant extension upto the 4th year after obtaining orders of their Secretary (in the Central Government)/Chief Secretary (in the State Government)/equivalent officer (in respect of other cases) and for the fifth year with the approval of the Minister of the borrowing Ministry/Department and in respect of other organisations, with the approval of the Minister of Ministry/Department with which they are administratively concerned.

8.3 The borrowing Ministries/Departments/Organisations may extend the period of deputation upto the fifth year where absolutely necessary in public interest, subject to the following conditions:

- (i) where such extension is granted, it will be subject to the condition that no deputation (duty) allowance will be allowed beyond the fourth year, if the official concerned has opted to draw deputation (duty) allowance.

- (ii) the extension would be subject to the prior approval of the lending organisation, the consent of the official concerned and wherever necessary, the approval of the UPSC/State Public Service Commission and Appointment Committee of Cabinet (ACC).
- (iii) if the borrowing organisation wishes to retain an officer beyond the prescribed tenure, it shall initiate action for seeking concurrence of lending organisation, individual concerned etc. six months before the date of expiry of tenure. In no case it should retain an official beyond the sanctioned term unless approval of the competent authority to grant further extension has been obtained.

No further extension shall be considered.

8.4 There shall be a mandatory "cooling off" period of three years after every period of deputation/foreign service upto Joint Secretary level posts and one year for Additional Secretary level posts.

8.5 A Central Government employee shall be eligible for deputation/foreign service to State Government/State Government Organizations/Government of UTs/Government of UTs Organizations/International Organizations/ Autonomous bodies, trusts, societies, PSUs etc. not controlled by the Central Government only after he has completed 9 years of service and is clear from the vigilance angle and has not dealt with the borrowing organization in the last five years. Such deputation/foreign service shall be limited to a maximum period of seven years in the entire service of a Central Government servant.

8.6 If during the period of deputation/foreign service, on account of proforma promotion in the parent cadre under Next Below Rule or upgradation, the official concerned becomes entitled to a higher Pay Scale/Pay Band & Grade Pay in the parent cadre vis-a-vis that of the ex-cadre post, he will have the option either to continue in the deputation post (without availing of proforma promotion/upgradation) for the rest of the term or revert to his/her parent cadre within a period of six months. In case the official wishes to continue on the deputation post, there shall be no pay fixation based on the proforma promotion/upgradation and he will continue to draw the pay being drawn by him.


(Rita Mathur)
Director

To

All Ministries/Department (As per standard list attached)