



ABSTRACT

Public Services – Referring files to Human Resources Management Department on service matters and disciplinary matters in respect of Public Sector Undertakings, Boards, Corporations, Local Bodies, Universities, etc., - Instructions - Issued.

HUMAN RESOURCES MANAGEMENT (S) DEPARTMENT

G.O.(Ms)No.02

Dated: 05.01.2024

**சோபகிருது, மார்கழி -20,
திருவள்ளூர் ஆண்டு 2054.**

ORDER:

Article 309 of the Constitution of India empowers the State legislature to regulate the recruitment and conditions of service of persons appointed to public services and posts in connection with affairs of the Union or of any State.

2. Paragraph 44 of the Secretariat Instructions contained in Tamil Nadu Government Business Rules, 1978 state that all proposals for relaxation of Statutory Rules should be seen by the Human Resources Management Department and all cases, in which it is proposed to give retrospective effect to the relaxation or exemption orders with monetary benefits should be seen by the Finance department. The cases involving clarification, interpretation on service matters, waiver or relaxation of orders and instructions issued by Human Resources Management also need to be referred by the administrative departments for prior examination, as per paragraph 164 of the Tamil Nadu Secretariat Office Manual.

3. Accordingly, remarks are being given on the service matters and disciplinary matters by the Human Resources Management Department, to the Secretariat departments, in respect of State Services and Subordinate Services only, as they are framed under Article 309 of the Constitution of India.

4. The Public Sector Undertakings, Boards, Corporations, Local Bodies, Universities and other authorities are having their own service rules, regulations etc., based on their respective Statutes. Other referral departments like Revenue, Law and Finance Departments in the Secretariat are offering remarks in respect of issues related to land, legal and financial issues of organisations mentioned above when files are sent to them.

5. Many Public Sector Undertakings, Boards, Corporations, Local bodies, Universities etc., seek remarks of Human Resources Management on service matters like, panel preparation, promotion and framing disciplinary charges and approach Human Resources Management Department to upgrade their service rules / regulations, though they are not framed under Article 309 of the Constitution of India.

6. In order to bring service matters and disciplinary matters also on par with other subjects mentioned above and to take uniform stand in service conditions for the staff working in these organisations, it is proposed that in respect of issues related to service matters and disciplinary matters of organisations like Public Sector Undertakings, Boards, Corporations, Local Bodies, Universities be referred to Human Resources Management Department, for remarks.

7. Therefore the Government direct that the Departments of Secretariat refer files to Human Resources Management Department for seeking views on the service matters and disciplinary matters relating to organisations like Public Sector Undertakings, Boards, Corporations, Local Bodies, Universities, etc.,

8. The concerned sections in Human Resources Management department that are dealing with the relevant State or Subordinate Services of the respective Secretariat department shall offer specific remarks on those cases referred to them, by obtaining an updated copy of existing service rules, regulations, etc., of the respective organisation and comparing them with the respective rules prevailing in the Government departments in both State and Subordinate Services.

(BY ORDER OF THE GOVERNOR)

**SHIV DAS MEENA,
CHIEF SECRETARY TO GOVERNMENT**

To

All Secretaries to Government, Secretariat, Chennai-09

The Finance (BPE) Dept., Secretariat, Chennai-09.

All Heads of Departments.

All Public Sector Undertakings / Boards / Corporations / Local Bodies / Universities, etc.

The Registrar General, High Court of Madras, Chennai - 600 104.

The Registrar, Madurai Bench of Madras High Court, Madurai - 625 023

Copy to :

The Human Resources Management (AR.II) Department, Secretariat, Chennai-09.

(to publish in the Tamil Nadu Government web-site 'www.tn.gov.in' and the 'intranet' of Secretariat)

The Private Secretary to Chief Secretary to Government / Secretary to Government, HRM / Finance / Law Departments, Secretariat, Chennai-09.

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(C.No.6396/S2/2023)

// Forwarded by order //

B. Spatha
8/12/24

SECTION OFFICER.

Y. S. S.
08/12/24