

GOVERNMENT OF TAMIL NADU

LETTER NO.65680/FR.II/2000-2,
Personnel and Administrative
Reforms (FR.II) Department,
Secretariat,
Chennai 600 009.

Dated : 21.5.2001

From

Thiru S.MEIKANDEDEVAN, IAS.,
Secretary to Government.

To

All Secretaries to Government.
All Departments of Secretariat, Chennai-9 (w.e.)

Sir,

Sub : Deputation - Deputation to State Government servants to Central Government and vice versa - Standard terms and conditions of deputation prescribed - communicated.

Ref : Government of India's Office Memorandum No.2/29/91-Estt.(Pay-II) dt.5.1.94, Ministry of Personnel, P.G. & Pension.

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In G.O.Ms.No.111, Personnel and Administrative Reforms (FR.II) Department, dated 2.5.94, orders have been issued prescribing Standardised Terms and Conditions of deputation of Government employees to Tamil Nadu State Government undertakings and to Institutions other than Tamil Nadu State Government undertakings such as Co-operative Institutions, Universities and autonomous bodies, etc.

2. In the Government of India's Office Memorandum cited, the Government of India have prescribed Terms and Conditions of deputation of Central Government employees to State Government and vice versa. Based on this Office Memorandum, Standardised Terms and Conditions of deputation of Central Government staff to State Government and vice versa have been prescribed.

3. I am to request you to adopt the format enclosed herewith, while issuing orders, deputing the Government servants to Central Government offices and vice versa.

Yours faithfully,

Shiragasa 31/5/01
for SECRETARY TO GOVERNMENT.

SS
31/5/01

STANDARD TERMS OF DEPUTATION FOR OFFICERS DEPUTED FROM

CENTRAL TO THE STATE GOVERNMENTS AND VICE VERSA :

(1) Period of Deputation - Years from
(Date to be given)

(2) Pay - (i) (If the transfer is in the public interest as defined in the Ministry of Finance O.M.No.F.10 (24)-E.III/60, dated 4.5.61).

During the period of deputation, Shri..... will have the option either to get his pay fixed in the deputation post under the operation of the normal rules or to draw pay of the post held by him in his parent department plus a deputation (duty) allowance in accordance with and subject to the conditions of the Ministry of Finance, Office Memorandum No.10(24)-E.III/60, dated the 4th May 1961, as modified from time to time and such other general or special orders issued by the Ministry of Finance under para 1(iii) of that Office Memorandum.

(ii) (If the transfer is not in the public interest) - During the period of deputation Shri..... will be entitled to pay in the scale of the post of Rs..... due under the operation of the normal rules.

(3) DEARNESS ALLOWANCE :

Shri..... shall be entitled to dearness allowance at the rates prevailing in the borrowing organisation or in the lending organisation depending on whether he has opted for to draw pay in the time scale of the ex-cadre post or his own grade pay plus deputation (duty) allowance.

(4) LOCAL ALLOWANCES LIKE COMPENSATORY (CITY)

ALLOWANCE AND H.R.A. :

Will be regulated with mutual consent of the lending and borrowing Government.

(5) JOINING TIME, PAY AND TRANSFER T.A. :

Will be regulated with mutual consent of the lending and borrowing Government.

(6) T.A. FOR JOURNEY ON DUTY DURING THE PERIOD OF DEPUTATION :

Will be regulated with mutual consent of the lending and borrowing Government.

(7) LEAVE AND PENSION :

During the period of deputation on temporary transfer, he will continue to be governed by the leave and pension rules of the parent employer applicable to him before such transfer.

The liability for bearing leave salary vests with the Department from which the officer proceeds on leave or which sanctions leave and no contributions are payable to the lending organisation. Liability for pension/employee's contributions to G.P.F. will be borne by the Parent Department to which the officer permanently belongs at the time of retirement and no proportionate contributions will be recovered.

(8) LEAVE TRAVEL CONCESSION :

Will be regulated with mutual consent of the lending and borrowing organisation.

(9) MEDICAL CONCESSIONS :

Will be regulated in accordance with the rules of the borrowing Government.

In the case of deputation of a Central Government servant to a State Government, the State Government concerned may, however, if they so desire, apply to the Central Government rules to such a deputationist.

(10) RESIDENTIAL ACCOMMODATION :

He will be entitled to residential accommodation according to the rules of the Government to which he is deputed.

No free house or free car will be allowed, nor any conveyance be provided at Government expense, unless such benefits are normally attached as a condition of service to the post to which he is deputed.

(11) The officer, who is a member of the Tamil Nadu Co-operative Service, will be deemed to be such member for the purpose of the Tamil Nadu Civil Services (DCA) Rules notwithstanding that his services are placed at the disposal of the foreign employer. If the officer has committed any act or omission which renders him liable to the penalty specified in rule 8 of the said rules, the State Governments under whom he was serving at the time of commission of such act or omission shall alone be competent to institute disciplinary proceedings against him and to impose on him such a penalty specified in the rule as it

thinks fit and that the foreign employer under which he is serving at the time of institution of such proceedings shall be bound to render reasonable facilities to the Government institutions and conducting such proceedings.

(12) The deputation will commence on the date on which he hand-over charge of his post under the Government of India and end on the date on which he assumes charge of a post under that Government.

(13) COST OF HIGHER STUDIES :

If the officer is deputed for any training/course the cost shall be borne by the foreign employer, irrespective of the fact whether he will return to the same post or not.

(14) STRICT ADHERENCE OF TERMS & CONDITIONS :

The foreign employer shall strictly adhere to the terms and conditions in this order and not allow any higher scale of pay or concede any concession of pecuniary value other than those specified in the terms and conditions without prior concurrence of the lending department.

(15) RECALL :

The foreign employer shall revert him at any time before the expiry of the sanctioned period of deputation to Government service, if so required by the Government.

(16) The foreign employer should bear the cost of transportation of dead body of Government servant who dies in harness while on deputation to his place of residence or place of cremation or to his native place as desired by the members of the family of the deceased by arranging departmental vehicle or hired vehicle in case of death within the State or by air in case of death outside the State so as to perform the cremation, the religious rites, etc. without any loss of time by the family of the deceased personnel considering the time lag involved.

(17) The deputationist, while on deputation, shall be allowed to draw the bonus admissible under the payment of Bonus Act, 1965 as declared by the Foreign Employer.

(18) In the case of officers who were relieved from foreign service, but were on compulsory wait, the salary for the period of compulsory wait shall be paid by the foreign employer initially and then get it reimbursed from the Government Department to which the officer is subsequently posted. If any officer is posted again on foreign service to

any other foreign body after compulsory wait, then the Government department from which he was first deputed to foreign service, shall reimburse the salary paid for compulsory wait for foreign employer.

(19) An extract of leave account shall be supplied to the foreign employer by the Head of office from which the officer has been deputed to foreign service. The foreign employer will determine the leave admissible to the Government servant and sanction it under intimation to the Head of Office.

(20) The foreign employer should not bear the charges towards electricity, water and cooking gas in the residence of the deputationist and this should be the liability of the officer deputed.

(21) FESTIVAL ADVANCE :

Festival Advance shall be paid to a person in foreign service as admissible to the Government servants or as admissible in the foreign service, whichever is advantageous to him. The outstanding advance, if any, shall, on reversion to Parent Department be recovered and paid to the foreign employer in the balance number of instalments in the Parent Department.

R. S. S. S.
SECTION OFFICER 31/5/61
31/5/61