

No. Fin.(Pen)A(3)-1/09-Part-II
Government of Himachal Pradesh
Finance (Pension) Department

Dated: Shimla-171002, the 14th October,2009

OFFICE MEMORANDUM

Subject: Revision of pension of pre-2006 pensioners/family pensioners.

The undersigned is directed to say that Governor, Himachal Pradesh is pleased to accord sanction to the regulation, with effect from 01-01-2006, of pension/family pension of all the pre-2006 pensioners/family pensioners in the manner indicated in the succeeding paragraphs. Separate orders will be issued in respect of employees who retired/died on or after 01-01-2006.

2. These orders apply to all pensioners/family pensioners who were drawing pension/family pension on 01-01-2006 under the Central Civil Services (Pension) Rules,1972.

3. In these orders:

(a) 'Existing pensioner' or 'Existing Family pensioner' means a pensioner who was drawing/entitled to pension/family pension on 31-12-2005.

(b) 'Existing Pension' means the basic pension inclusive of commuted portion, if any, due on 31-12-2005. It covers all classes of pension under the CCS(Pension)Rules,1972.

(c) 'Existing Family pension' means the basic family pension drawn on 31-12-2005 under the CCS(Pension) Rules.

4.1 The pension / family pension of existing pre-2006 pensioners/family pensioners will be consolidated with effect from 01-01-2006 by adding together:-

- (i) The existing pension/family pension
- (ii) Dearness Pension, where applicable
- (iii) Dearness Relief upto AICPI (IW) average index 536 (Base Year 1982=100) i.e. @24% of Basic Pension/Basic family pension plus dearness pension as admissible vide this department O.M. No. Fin(Pen)B(10)-6/98-I dated 23-6-2006.
- (iv) Fitment weightage @40% of the existing pension/family pension.

Where the existing pension in (i) above includes the effect of merger of 50% of dearness relief w.e.f. 01-04-2004, the existing pension for the purpose of fitment weightage will be re-calculated after excluding the merged dearness relief of 50% from the pension.

The amount so arrived at will be regarded as consolidated pension/family pension with effect from 01-01-2006.

4.2 The fixation of pension will be subject to the provision that the revised pension, in no case, shall be lower than fifty percent of the minimum of the pay band plus the grade pay corresponding to the pre-revised pay scale from which the pensioner had retired. The pension will be reduced pro-rata, where the pensioner had less than the maximum required service for full pension as per rule 49 of CCS (Pension) Rules,1972 as applicable on 1-1-06 and in no case it will be less than Rs. 3500 p.m. Similarly, the fixation of family pension will be subject to the provision that the revised family pension, in no case, shall be lower than thirty percent of the minimum of the pay band

plus grade pay corresponding to the pre-revised pay scale in which the pensioner/deceased Govt. servant had last worked. In case the pension /family pension consolidated as per para 4.1 above is higher than the pension /family pension calculated in the manner indicated above the same (higher consolidated pension/family pension) will be treated as Basic Pension/family pension.

- 4.3 Since the consolidated pension will be inclusive of commuted portion of pension, if any, the commuted portion will be deducted from the said amount while making monthly disbursements.
- 4.4. The upper ceiling on pension and family pension will stand increased respecting to 50% and 30% respectively of Rs.79000.
- 4.5 The quantum of pension/family pension available to the old pensioners/family pensioners shall be increased as follows:-

Age of pensioner/family pensioner	Additional quantum of pension
From 80 years to less than 85 years	20% of revised basic pension /family pension
From 85 years to less than 90 years	30% of revised basic pension /family pension
From 90 years to less than 95 years	40% of revised basic pension /family pension
From 95 years to less than 100 years	50% of revised basic pension /family pension
100 years or more	100% of revised basic pension / family pension

The amount of additional pension will be shown distinctly in the pension payment order. For example, in case where a pensioner is more than 80 years of age and his/her consolidated pension in terms para 4.1 and 4.2

above is RS.10,000 pm, the pension will be shown as (i) Basic Pension=Rs.10000 and (ii) Additional Pension=Rs.2000 pm. The pension on attaining the age of 85 years will be shown as (i) Basic Pension=Rs.10000 and (ii) Additional Pension =Rs.3000 pm.

Note: (i) The additional quantum of pension/family pension, on attaining the age of 80 years and above, would be admissible from the 1st day of the month in which his date of birth falls. For example, if a pensioner/family pensioner complete age of 80 years on any date in the month of August 2008, he will be entitled to additional pension/family pension w.e.f. 1-8-2008. Those pensioners/family pensioners whose date of birth is 1st August, will also be entitled to additional pension/family pension w.e.f 1-8-2008 on attaining the age of 80 years and above

(ii) Dearness Relief will also be admissible on the additional quantum of pension available to the old pensioners in accordance with the orders issued from time to time.

4.6 Since the consolidated pension/family pension arrived at as per paragraph 4.1 includes dearness relief upto average index level 536 (Base year 1982=100), dearness relief will be admissible thereon only beyond index average 536 (Base year 1982=100) in accordance with the revised scheme of dearness relief, for which orders are being issued separately. The five instalments of dearness relief sanctioned earlier from 1-7-2006, 1-1-2007, 1-7-2007, 1-1-2008 and 1-7-2008 vide this department O.M. No. Fin(Pen)B(10)-6/98-II dated 21-11-2006, O.M. of even numbers dated 15-06-2007,30-10-2007,19-08-2008 and 25-11-2008 respectively shall be adjusted against revised Dearness Relief becoming due on the consolidated pension/family pension. The Interim Relief already allowed to the pensioners/family pensioners from time to time shall also be

adjusted against the revised pension/family pension consolidated in terms of para 4.1 above. The extra payments, if any, shall be adjusted against the pension/family pension arrears w.e.f. 1-1-2006 to 30-09-2009 of the concerned pensioners to be released in due course of time.

5. Where the consolidated pension/family pension in terms of paragraph 4.1 above works-out to an amount less than Rs. 3500/- the same will be Stepped upto Rs.3500/-. This will be regarded as pension/family pension with effect from 1-1-2006. In the case of pensioners who are in receipt of more than one pension, the floor ceiling of Rs.3500/- will apply to the total of all pensions taken together.

6. The employed/re-employed pensioners are not getting dearness relief on pension, at present, under the extant orders. In their case, the notional dearness relief which would have been admissible to them but for their employment / re-employment will be taken into account for consolidation of their pension in terms of paragraph 4.1 above as if they were drawing the dearness relief. Their pay will be re-fixed w.e.f. 1-1-2006 with reference to consolidated pension becoming admissible to them. Dearness Relief beyond 1-1-2006 will, however, not be admissible to them during the period of employment / re-employment.

7. The cases of State Govt. employees who have been permanently absorbed in Public Sector Undertakings/Autonomous Bodies will be regulated as follows:-

(a) Pension

Where the Govt. servants on permanent absorption in Public Sector Undertakings/Autonomous Bodies, continue to draw pension separately from the Govt, the pension of such absorbees will be updated in terms of

these orders. In cases, where the Govt. servants have drawn one time lump sum terminal benefits equal to 100% of their pensions and have become entitled to the restoration of one-third commuted portion of pension as per Supreme Court Judgement dated 15-12-1995, their cases will not be covered by these orders. The orders for the revision of their pension have been issued separately.

(b) Family Pension

In cases where, on permanent absorption in Public Sector Undertakings/Autonomous Bodies, the terms of absorption permit grant of family pension under CCS(Pension) Rules, 1972, the family pension being drawn by family pensioners will be updated in accordance with these orders.

8. All Pension Disbursing Authorities including Public Sector banks handling disbursement of pension to the State Govt. pensioners are hereby authorised to pay pension/family pension to existing pensioners/family pensioners at the consolidated rates in terms of para 4.1 above without any further authorisation from the concerned Accounts Officers/Heads of office etc. A table indicating the existing basic pension/family pension without Dearness Pension, the basic Pension/family pension with dearness pension and the revised consolidated pension/family pension is enclosed for ready reference (Annexure-I). This table may be used where the pensioner is in receipt of a single pension only. Where a pensioner is in receipt of more than one pension, consolidation may be done separately in terms of paragraph 4.1 and as indicated in paragraph 5 above, floor ceiling of Rs.3500/- may be applied to total pension from all sources taken together. Where the age of pensioner/family pensioner is available on the pension payment order, the additional pension/family pension in terms of

para 4.5 above may also be paid by the Pension Disbursing Authorities immediately without any further authorisation from the concerned Accounts Officer/Head of Office, etc. A suitable entry regarding the revised consolidated pension shall be recorded by the Pension Disbursing Authorities in both halves of the Pension Payment Order (PPO). An intimation regarding disbursement of revised pension may be sent by the Pension Disbursing Authorities to the office of the Accountant General (A&E) H.P. which had issued the PPO in the form given at Annexure-II so that the latter can update the Pension Payment Order register maintained by him . An acknowledgement shall be obtained by the Pension Disbursing Authorities from the office of the Accountant General (A&E), H.P. in this behalf. In case any information regarding date of birth is not available, the Pension Disbursing Authority may obtain the same from the Accountant General (A&E), H.P. /Head of office. It will be the responsibility of the aforesaid offices to provide the information from the available records within fortnight of the receipt of request from the Pension Disbursing Authority.

9. The Consolidated pension/ family pension as worked-out in accordance with provisions of para 4.1 above shall be treated as final 'Basic Pension' with effect from 1-1-2006 and shall qualify for grant of Dearness Relief sanctioned thereafter.

10. The pension at revised rates will be paid w.e.f. 1-10-2009 i.e. the revised pension will be payable for October,2009 to be paid in November,2009. The decision about payment of arrears on account of consolidation of pension/family pension for the period from 1-1-2006 to 30-9-2009 shall be taken in due course of time.

11. It shall be the responsibility of the Head of the Department / office etc. from which the Government servant had retired or where he was working prior to his demise, to revise the pension/family pension of all pensioners/family pensioners with effect from 1-1-2006 in accordance with the provisions mentioned in Para 4.2 above and to get revised Pension Payment Order (PPO), issued by the Accountant General (A&E), H.P. Action to revise pension/family pension in terms of these provisions shall be initiated suo-motu by the concerned Head of Department / Office. It is emphasized that the Pension Sanctioning authority, in no case, will ask the pensioner/family pensioner to surrender his / her original Pension Payment order (PPO) for issuing revised authority. In case, however, the age of pensioner/family pensioner is not available on the PPO/Office records, the same shall be obtained from the pensioner/family pensioner and indicated in the revised PPO. The authenticity of the age declared by the pensioner/family pensioner shall be verified by the Pension Sanctioning Authority. It may also be ensured that a copy of the revised PPO should be invariably endorsed to the pensioner/family pensioner.

12. It is considered desirable that the benefit of these orders should reach the pensioners as expeditiously as possible. All Pension Disbursing Authorities including Public Sector Banks handling disbursement of pension to the State Govt. pensioners are requested to ensure that the revised pension due to the pensioners in terms of the above orders are paid to the pensioners immediately.

By order

Principal Secretary (Finance) to the
Government of Himachal Pradesh

To

All Administrative Departments
Government of Himachal Pradesh

Visit Finance Department -

www.himachal.gov.in/finance/

No. Fin (Pen)A(3)-1/09 –Part-II

Dated: 14th October,2009.

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45. Incharge, NIC, H.P. Sectt. Shimla-2 with the request that this order of the State Government may kindly be put on State Website so that the pensioners/ family pensioner living out side the State may get the benefit of this order in time.

Special Secretary(Finance)to the
Government of Himachal Pradesh

Endst. No. Fin (Pen)B(10)-6/98-II

Dated : 14th October,2009.

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Special Secretary(Finance)to the
Government of Himachal Pradesh

