

भारत संचार निगम लिमिटेड
BHARAT SANCHAR NIGAM LTD.
(A Government of India Enterprise)

CORPORATE OFFICE
PAT SECTION
Bharat Sanchar Bhawan,
H. C. Mathur Lane, New Delhi-1

No 1-14/2010-PAT(BSNL)

Dated, the 10 -09-2010

OFFICE ORDER
(No.18 of 2010)

Subject:- Restriction of officiating pay under FR 35 – clarification regarding.

The application of FR 35 is applicable in BSNL for pay fixation on promotion in officiating capacity in respect of absorbed and directly recruited employees where the promoted persons do not fulfil the conditions of eligibility prescribed in the relevant rules for promotion as per DOP&T OM No.18/7/98-Estt(Pay-I) dated 15.12.1998.

2. Consequent upon implementation of CCS(RP) Rules, 2008, the existing criteria of basic pay regarding imposition of restriction of pay under FR 35 has been revised by the Government vide DOP&T OM No.1/4/2009-Estt(Pay-I) dated 8.3.2010. The pay of the BSNL absorbed and directly recruited employees has also been revised w.e.f. 1.1.2007. Therefore, the case of applicability of DOP&T OM No.1/4/2009-Estt(Pay-I) dated 8.3.2010 has been considered for BSNL employees (absorbed and directly recruited) and it has been decided by the competent authority that ceiling of pay under FR 35 may be revised as under:-

a.	For employees in receipt of revised IDA basic pay above Rs.24900/- p.m.	12 ^{1/2} % of the basic pay, subject to a maximum of Rs.2000 p.m.
b.	For employees in receipt of revised IDA basic pay up to Rs.24900/- p.m.	15% of the basic pay, subject to a maximum of Rs.2000 p.m.

3. The revised ceiling of basic pay as mentioned above shall be effective from 1.1.2007 in respect of absorbed and directly recruited employees working in BSNL.

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4. The absorbed and directly recruited employees may be allowed to draw his/her annual increment @3% of the basic pay of substantive cadre and thereafter their pay will be restricted under FR 35 at the rates mentioned above.
5. The regularity conditions of applicability of FR 35 will remain unchanged.
6. Hindi version will follow.



(Sheo Shankar Prasad)
Assistant General Manager (Pers.V)
Tel.No.23037475/Fax No.23766034

Copy to :

1. PPS to CMD, BSNL, New Delhi.
2. Dir(HR)/ Dir(Enterprise)/ Dir(CFA)/ Dir(CM)/ Dir(Fin) BSNL Board.
3. All Executive Directors BSNL.
4. All CGMs/All Heads of Administrative Units, BSNL.
5. All PGMs/GMs in BSNL C.O.
6. DGM(A)/(CA)/(EF)/(Pers.)/(SEA)/(Civil)/(Arch)/(Elect)/(TF) BSNL C.O.
7. ADG(PAT), DOT w.r.t. his Circular No.68 Endorsement No.1-5(1)/2008-PAT dated March 2010
8. AGM(R&P)/(EF)/(SEA)/(Pers.I)/(Pers.II)/(Pers.III)/(Pers.IV)/(Civil)/(A&E)/(TF) BSNL C.O.
9. DM (Pay Bill)/(Cash)/(L&A)/(Pension)/(CSS)/(Pers.I)/ (Pers.II)/ (Pers.III)/(Pers.IV), BSNL C.O.
10. AD(OL), BSNL C.O. with the request to provide Hindi version within 15 days.
11. One copy for intranet portal.
12. BSNLEU
13. Guard File.

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**File No.1-5(1)/2008-PAT
Government of India
Ministry of Communication & IT
Department of Telecommunications**

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**20-Ashoka Road, Sanchar Bhavan
New Delhi-110001
Dated : /03/2010**

CIRCULAR NO. 68

Sub.: Restriction of officiating pay under FR 35 - clarification regarding.

The undersigned is directed to forward herewith a copy of the Ministry of Personnel, Public Grievances and Pensions, Department of Personnel and Training Office memorandum no. F.1/4/2009-Estt (Pay -I) dated 08/03/2010 on the subject cited above for information and taking necessary action .

Encl : As above

(Signature)
(M.Riazuddin)
Asstt. Director General (PAT)
23036910, 23036392

Copy to :

1. P.S to MOC&IT / MOS(C&IT), New Delhi;
2. Sr. PPS to Secretary (T)/Chairman, Telecom Commission, New Delhi.
3. All Members/Advisors/Addl. Secy. /DDGs/JSs, DOT, New Delhi;
4. CMD, BSNL, Corporate Office, Bharat Sanchar Bhawan, New Delhi;
5. CMD, MTNL, Jeevan Bharti Building, Canaught Place, New Delhi;
6. CMD, TCIL, New Delhi;
7. Sr. DDG, TEC, Khurshid Lal Bhavan, New Delhi;
8. Ex. Dir., C-DOT/Dir. WMO, New Delhi;
9. All Controllers/Jt. Controllers of Communications Accounts, DOT;
10. All Telecom Enforcement Resources Monitoring Cells (TERMs);
11. PAO and all the concerned Sections, DOT, New Delhi;
12. Internal Audit Unit, DOT, HQ, Sanchar Bhawan, New Delhi;
13. All recognized Unions/Association/Federations, DOT, New Delhi;
14. Notice Board/ Guard File;
15. Hindi version will follow.

SIA
12/4/2010

MKB
12/4/10

DM (PAT)
P. Arundhati
③
8/4

No.F.1/4/2009-Estt(Pay-I)
Government of India
Ministry of Personnel, Public Grievances & Pensions
Department of Personnel & Training

New Delhi the 8th March, 2010.

OFFICE MEMORANDUM

Subject: Restriction of officiating pay under FR 35 -
clarification - regarding.

The undersigned is directed to say that in terms of the provisions contained in Fundamental Rule 35, the Central Government may fix the pay of an officiating Government Servant at an amount less than that admissible under the Fundamental Rules. Accordingly, orders have been issued from time to time indicating the circumstances and the extent to which provisions of FR 35 would apply. This Department's OM NO. 18/7/98-Estt(Pay-I) dated 15th December, 1998 lays down the ceilings based on the pay scales sanctioned by the Government on the recommendation of the Fifth Central Pay Commission.

2. The question of revising these ceilings consequent upon implementation of CCS(RP) Rules, 2008, which have replaced pre-revised pay scales by the running pay bands and grade pay, has been considered by the Government and the President is pleased to decide to replace the existing criteria of basic pay regarding imposition of the above restriction by the criteria of pay in the pay band. Accordingly, the pay under FR 35 shall be restricted so as not to exceed the basic pay in the revised scales by more than the amounts shown below:

- a) For employees in receipt of Pay in the pay band above Rs. 14880 p.m. 12-1/2% of the basic pay subject to a maximum of Rs.2000 p.m.(including the difference of grade pay between the feeder and the promotional post).
- b) For employees in receipt of Pay in the pay band upto Rs.14880 p.m. 15% of the basic pay subject to a maximum of Rs.2000 p.m.(including the difference of grade pay between the feeder and the promotional post).

3. Insofar as the rate of increment to be drawn in cases where the pay is fixed under FR 35 is concerned, the Government servant may be allowed to draw his annual

increment @ 3% of the basic pay granted to him after imposition of restrictions under FR 35.

4. In so far as persons serving in the Indian Audit & Accounts Department are concerned, these orders issue in consultation with the Comptroller & Auditor General of India.

5. Hindi version will follow.

Rita Mathur

(RITA MATHUR)
DIRECTOR(PAY)

All Ministries/Department of Govt. of India as per standard list.

1. Controller General of Accounts/Controller of Accounts, Ministry of Finance.
2. Secretaries to UPSC/Supreme Court of India/Election Commission/Lok Sabha Sectt/Rajya Sabha Sectt/Cabinet Sectt/Central Vigilance Commission/President's Sectt/Vice President's Sectt./Prime Minister's Office/ Planning Commission.
3. Department of Personnel & Training (AIS Div.)/JCA/ Admn. Section.
4. Addl. Secretary (Union Territories), Ministry of Home Affairs.
5. All State Governments and Union Territories.
6. Governors of all States/Lt. Governors of Union Territories
7. Secretary, National Council(Staff Side, 13, Feroz Shah Road, New Delhi.
8. All Members of the Staff side of the National Council of JCM/Departmental Council.
9. All Officers/Sections of the Department of Personnel and Training/Department of AR&PG/Department of Pensions and Pensioners' Welfare.
- 0 20 spare copies

Rita Mathur

(RITA MATHUR)
DIRECTOR (PAY)

NIC please upload the OM in the What's New Column of this Department's Website.