

F.No.11012/2/2005-Estt. (A)
Government of India
Ministry of Personnel, Public Grievances and Pensions
(Department of Personnel and Training)

North Block,
New Delhi,
Dated the 8th April, 2010

OFFICE MEMORANDUM

Subject : Notification for amendment of rule 11 of the CCS (CCA) Rules, 1965.

The undersigned is directed to refer to clause (vi) of rule 11 of the Central Civil Services (Classification, Control and Appeal) Rules, 1965 and say that the provisions regarding the major penalty referred to therein have since been amended vide Notification NO. G.S.R. 55(E) dated 02.02.2010 published in the Gazette of India Extraordinary. A **copy** of the Notification is enclosed. The provisions of the major penalty in the amended clause (vi) of rule 11 of the said rules read as follows :-

“(vi) reduction to lower time-scale of pay, grade, post or Service for a period to be specified in the order of penalty, which shall be a bar to the promotion of the Government servant during such specified period to the time-scale of pay, grade, post or Service from which he was reduced, with direction as to whether or not, on promotion on the expiry of the said specified period -

(a) the period of reduction to time-scale of pay, grade, post or service shall operate to postpone future increments of his pay, and if so, to what extent; and

(b) the Government servant shall regain his original seniority in the higher time scale of pay , grade, post or service;”

2. All the Ministries/Departments are requested to please bring the contents of the aforementioned amendment to the notice of all concerned for information and compliance.


(A. BALARAM)

Under Secretary to the Government of India

Encl. : as above

All Ministries/Departments of the Government of India.

Copy forwarded to

1. Comptroller and Auditor General of India, New Delhi
2. Lok Sabha Secretariat/Rajya Sabha Secretariat/Ministry of Parliamentary Affairs.
3. Union Public Service Commission, New Delhi.
4. President's Secretariat/Vice-President's Secretariat/ Prime Minister's Office.
5. Election Commission of India, New Delhi.
6. Central Vigilance Commission, New Delhi.
7. Staff Selection Commission, New Delhi.
8. Central Bureau of Investigation, New Delhi.
9. Chief Secretaries of all State Governments/Union Territory Administrations.
10. All Attached and Subordinate Offices of the Ministry of Personnel, Public Grievances and Pensions.
11. All Officers and Sections in the Ministry of Personnel, Public Grievances and Pensions.
12. NIC (DOPT) with the request that this O.M. may be placed on the Department's website (www.persmin.nic.in).

(100 spare copies).

(A. BALARAM)
Under Secretary to the Government of India



भारत का राजपत्र

The Gazette of India

असाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (i)

PART II—Section 3—Sub-section (i)

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं. 47]

नई दिल्ली, मंगलवार, फरवरी 2, 2010/माघ 13, 1931

No. 47]

NEW DELHI, TUESDAY, FEBRUARY 2, 2010/MAGHA 13, 1931

कार्मिक, लोक शिकायत तथा पेंशन मंत्रालय

(कार्मिक और प्रशिक्षण विभाग)

अधिसूचना

नई दिल्ली, 2 फरवरी, 2010

सा.का.नि. 55(अ).—राष्ट्रपति, संविधान के अनुच्छेद 309 के परंतुक और अनुच्छेद 148 के खंड 5 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए तथा भारतीय लेखा परीक्षा और लेखा विभाग में कार्यरत व्यक्तियों के संबंध में भारत के नियंत्रक तथा महालेखा परीक्षक के परामर्श से केन्द्रीय सिविल सेवा (वर्गीकरण, नियंत्रण तथा अपील) नियमावली, 1965 में आगे और संशोधन करने के लिए एतद्वारा निम्नलिखित नियम बनाती है, अर्थात् :—

- (1) इन नियमों का नाम केन्द्रीय सिविल सेवा (वर्गीकरण, नियंत्रण तथा अपील) संशोधन नियमावली, 2009 है।
- (2) ये नियम, शासकीय राजपत्र में इनके प्रकाशन की तारीख से लागू होंगे।

2. केन्द्रीय सिविल सेवा (वर्गीकरण, नियंत्रण तथा अपील) नियमावली, 1965 में नियम 11 में खंड (vi) के लिए निम्नलिखित खंड प्रतिस्थापित किया जाएगा—

“(vi) शास्ति के आदेश में निर्दिष्ट की जाने वाली अवधि के लिए निम्नतर समय वेतनमान, ग्रेड पद अथवा सेवा में कटौती जो कि सरकारी सेवक की ऐसी निर्दिष्ट अवधि के दौरान उस समय वेतनमान, ग्रेड पद अथवा सेवा में पदोन्नति के लिए एक प्रतिबंध के रूप में होगी, जिससे उसका पदावनयन इस निर्देश के साथ किया गया था कि उपर्युक्त निर्दिष्ट अवधि के समाप्त हो जाने पर उसकी पदोन्नति पर :—

(क) समय वेतनमान, ग्रेड पद अथवा सेवा में पदावनयन की अवधि, उसके भविष्य की वेतनवृद्धियों को स्थगित

करने के लिए संचालित होगी अथवा नहीं और यदि हां, तो किस सीमा तक और

(ख) सरकारी सेवक उच्चतर समय वेतनमान, ग्रेड पद अथवा सेवा में अपनी मूल वरिष्ठता प्राप्त करेगा अथवा नहीं”

[फा. सं. 11012/2/2005-अ.भा.से. II(क)]

ए. बलराम, अवर सचिव

टिप्पण :—मूल नियम भारत के राजपत्र में दिनांक 20 नवम्बर, 1965 की अधिसूचना सं. 7/2/63-स्था(क) द्वारा अधिसूचित किए गए और बाद में निम्नलिखित अधिसूचनाओं द्वारा संशोधित किए गए :—

- का.आ. 1149, दिनांक 13 अप्रैल, 1966;
- का.आ. 1596, दिनांक 4 जून, 1966;
- का.आ. 2007, दिनांक 9 जुलाई, 1966;
- का.आ. 2648, दिनांक 2 सितम्बर, 1966;
- का.आ. 2854, दिनांक 1 अक्टूबर, 1966;
- का.आ. 1282, दिनांक 15 अप्रैल, 1967;
- का.आ. 1457, दिनांक 29 अप्रैल, 1967;
- का.आ. 3253, दिनांक 16 सितम्बर, 1967;
- का.आ. 3530, दिनांक 7 अक्टूबर, 1967;
- का.आ. 4151, दिनांक 25 नवम्बर, 1967;
- का.आ. 321, दिनांक 9 मार्च, 1968;
- का.आ. 1441, दिनांक 27 अप्रैल, 1968;
- का.आ. 1870, दिनांक 1 जून, 1968;
- का.आ. 3423, दिनांक 28 सितम्बर, 1968;
- का.आ. 5008, दिनांक 27 दिसम्बर, 1969;
- का.आ. 397, दिनांक 7 फरवरी, 1970;
- का.आ. 35217, दिनांक 25 सितम्बर, 1971;

- का.आ. 249, दिनांक 1 जनवरी, 1972;
 का.आ. 990, दिनांक 22 अप्रैल, 1972;
 का.आ. 1600, दिनांक 1 जुलाई, 1972;
 का.आ. 2789, दिनांक 14 अक्टूबर, 1972;
 का.आ. 929, दिनांक 31 मार्च, 1973;
 का.आ. 1648, दिनांक 6 जुलाई, 1974;
 का.आ. 2742, दिनांक 31 जुलाई, 1976;
 का.आ. 4664, दिनांक 11 दिसम्बर, 1976;
 का.आ. 3062, दिनांक 8 अक्टूबर, 1977;
 का.आ. 3573, दिनांक 26 नवम्बर, 1977;
 का.आ. 3574, दिनांक 26 नवम्बर, 1977;
 का.आ. 3671, दिनांक 3 दिसम्बर, 1977;
 का.आ. 2464, दिनांक 2 सितम्बर, 1978;
 का.आ. 2465, दिनांक 2 सितम्बर, 1978;
 का.आ. 920, दिनांक 17 फरवरी, 1979;
 का.आ. 1769, दिनांक 5 जुलाई, 1980;
 का.आ. 264, दिनांक 24 जनवरी, 1981;
 का.आ. 2126, दिनांक 8 अगस्त, 1981;
 का.आ. 2203, दिनांक 22 अगस्त, 1981;
 का.आ. 2512, दिनांक 3 अक्टूबर, 1981;
 का.आ. 168, दिनांक 23 जनवरी, 1982;
 का.आ. 1535, दिनांक 12 मई, 1984 ;
 अधिसूचना सं. 11012/15/84-स्था.(क) दिनांक 5 जुलाई, 1985;
 अधिसूचना सं. 11012/05/85-स्था.(क) दिनांक 29 जुलाई, 1985;
 अधिसूचना सं. 11012/06/85-स्था.(क) दिनांक 6 अगस्त, 1985;
 का.आ. 5637, दिनांक 21 दिसम्बर, 1985;
 का.आ. 5743, दिनांक 28 दिसम्बर, 1985;
 का.आ. 4089, दिनांक 13 दिसम्बर, 1986;
 अधिसूचना सं. 11012/24/85-स्था.(क) दिनांक 26 नवम्बर, 1986;
 का.आ. 830, दिनांक 28 मार्च, 1987;
 का.आ. 831, दिनांक 28 मार्च, 1987;
 का.आ. 1591, दिनांक 27 जून, 1987;
 का.आ. 1825, दिनांक 18 जुलाई, 1987;
 का.आ. 3060, दिनांक 15 अक्टूबर, 1988;
 का.आ. 3061, दिनांक 16 अक्टूबर, 1988;
 का.आ. 2207, दिनांक 16 सितम्बर, 1989;
 का.आ. 1084, दिनांक 28 अप्रैल, 1990;
 का.आ. 2208, दिनांक 25 अगस्त, 1990;
 का.आ. 1481, दिनांक 13 जून, 1992;
 सा.का.नि. 289, दिनांक 20 जून, 1992;
 सा.का.नि. 589, दिनांक 26 दिसम्बर, 1992;
 सा.का.नि. 499, दिनांक 8 अक्टूबर, 1994;
 सा.का.नि. 276, दिनांक 10 जून, 1995;
 सा.का.नि. 17, दिनांक 20 फरवरी, 1996;
 सा.का.नि. 125, दिनांक 16 मार्च, 1996;
 सा.का.नि. 417, दिनांक 5 अक्टूबर, 1996;
 सा.का.नि. 337, दिनांक 2 सितम्बर, 2000;
 सा.का.नि. 420, दिनांक 28 अक्टूबर, 2000;
 सा.का.नि. 211, दिनांक 14 अप्रैल, 2001;
 सा.का.नि. 60, दिनांक 13 फरवरी, 2002;
 सा.का.नि. 2, दिनांक 3 जनवरी, 2004;
 सा.का.नि. 113, दिनांक 10 अप्रैल, 2004;
 सा.का.नि. 225, दिनांक 10 जुलाई, 2004;
 सा.का.नि. 287, दिनांक 28 अगस्त, 2004;
 सा.का.नि. 1, दिनांक 20 दिसम्बर, 2004;
 सा.का.नि. 49, दिनांक 29 मार्च, 2008;
 सा.का.नि. 12, दिनांक 7 फरवरी, 2009;
 का.आ. 946, दिनांक 9 अप्रैल, 2009; और
 का.आ. 1762(अ), दिनांक 16 जुलाई, 2009;

**MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES
AND PENSIONS**

(Department of Personnel and Training)

NOTIFICATION

New Delhi, the 2nd February, 2010

G.S.R. 55(E).—In exercise of the powers conferred by the proviso to article 309 and clause (5) of article 148 of the Constitution, and after consultation with the Comptroller and Auditor General of India in relation to persons serving in the Indian Audit and Accounts Department, the President hereby makes the following rules further to amend the Central Civil Services (Classification, Control and Appeal) Rules, 1965, namely :—

1. (1) These rules may be called the Central Civil Services (Classification, Control and Appeal) Amendment Rules, 2009.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Central Civil Services (Classification, Control and Appeal) Rules, 1965, in rule 11, for clause (vi), the following clause shall be substituted, namely :—

“(vi) reduction to lower time-scale of pay, grade, post or Service for a period to be specified in the order of penalty, which shall be a bar to the promotion of the Government servant during such specified period to the time-scale of pay, grade, post or Service from which he was reduced, with direction as to whether or not, on promotion on the expiry of the said specified period—

(a) the period of reduction to time-scale of pay, grade, post or service shall operate to postpone future increments of his pay, and if so, to what extent; and

(b) the Government servant shall regain his original seniority in the higher time scale of pay, grade, post or service:"

[F. No. 11012/2/2005-Estt (A)]

A. BALARAM, Under Secy.

Note:— The principal rules were published in the Gazette of India vide notification number 7/2/63. Estt.(A), dated the 20th November, 1965 and subsequently amended vide notification numbers—

S.O. 1149, dated the 13th April, 1966;
 S.O. 1596, dated the 4th June, 1966;
 S.O. 2007, dated the 9th July, 1966;
 S.O. 2648, dated the 2nd September, 1966;
 S.O. 2854, dated the 1st October, 1966;
 S.O. 1282, dated the 15th April, 1967;
 S.O. 1457, dated the 29th April, 1967;
 S.O. 3253, dated the 16th September, 1967;
 S.O. 3530, dated the 7th October, 1967;
 S.O. 4151, dated the 25th November, 1967;
 S.O. 321, dated the 9th March, 1968;
 S.O. 1441, dated the 27th April, 1968;
 S.O. 1870, dated the 1st June, 1968;
 S.O. 3423, dated the 28th September, 1968;
 S.O. 5008, dated the 27th December, 1969;
 S.O. 397, dated the 7th February, 1970;
 S.O. 35217, dated the 25th September, 1971;
 S.O. 249, dated the 1st January, 1972;
 S.O. 990, dated the 22nd April, 1972;
 S.O. 1600, dated the 1st July, 1972;
 S.O. 2789, dated the 14th October, 1972;
 S.O. 929, dated the 31st March, 1973;
 S.O. 1648, dated the 6th July, 1974;
 S.O. 2742, dated the 31st July, 1976;
 S.O. 4664, dated the 11th December, 1976;
 S.O. 3062, dated the 8th October, 1977;
 S.O. 3573, dated the 26th November, 1977;
 S.O. 3574, dated the 26th November, 1977;
 S.O. 3671, dated the 3rd December, 1977;
 S.O. 2464, dated the 2nd September, 1978;
 S.O. 2465, dated the 2nd September, 1978;
 S.O. 920, dated the 17th February, 1979;
 S.O. 1769, dated the 5th July, 1980;
 S.O. 264, dated the 24th January, 1981;
 S.O. 2126, dated the 8th August, 1981;
 S.O. 2203, dated the 22nd August, 1981;

S.O. 2512, dated the 3rd October, 1981;
 S.O. 168, dated the 23rd January, 1982;
 S.O. 1535, dated the 12th May, 1984;
 Notification No. 11012/15/84-Estt.(A), dated the 5th July, 1985;
 Notification No. 11012/05/85-Estt.(A), dated the 29th July, 1985;
 Notification No. 11012/06/85-Estt.(A), dated the 6th August, 1985;
 S.O. 5637, dated the 21st December, 1985;
 S.O. 5743, dated the 28th December, 1985;
 S.O. 4089, dated the 13th December, 1986;
 Notification No. 11012/24/85-Estt.(A), dated the 26th November, 1986;
 S.O. 830, dated the 28th March, 1987;
 S.O. 831, dated the 28th March, 1987;
 S.O. 1591, dated the 27th June, 1987;
 S.O. 1825, dated the 18th July, 1987;
 S.O. 3060, dated the 15th October, 1988;
 S.O. 3061, dated the 16th October, 1988;
 S.O. 2207, dated the 16th September, 1989;
 S.O. 1084, dated the 28th April, 1990 ;
 S.O. 2208, dated the 25th August, 1990;
 S.O. 1481, dated the 13th June, 1992;
 G.S.R. 289, dated the 20th June, 1992;
 G.S.R. 589, dated the 26th December, 1992;
 G.S.R. 499, dated the 8th October, 1994;
 G.S.R. 276, dated the 10th June, 1995;
 G.S.R. 17, dated the 20th February, 1996;
 G.S.R. 125, dated the 16th March, 1996;
 G.S.R. 417, dated the 5th October, 1996;
 G.S.R. 337, dated the 2nd September, 2000;
 G.S.R. 420, dated the 28th October, 2000;
 G.S.R. 211, dated the 14th April, 2001;
 G.S.R. 60, dated the 13th February, 2002;
 G.S.R. 2, dated the 3rd January, 2004;
 G.S.R. 113, dated the 10th April, 2004;
 G.S.R. 225, dated the 10th July, 2004;
 G.S.R. 287, dated the 28th August, 2004;
 G.S.R. 1, dated the 20th December, 2004;
 G.S.R. 49, dated the 29th March, 2008;
 G.S.R. 12, dated the 7th February, 2009;
 S.O. 946, dated the 9th April, 2009; and
 S.O. 1762(E), dated the 16th July, 2009;