

CR1979091501

2000
Foreign Service -
Standard terms and conditions
of transfer to -

GOVERNMENT OF MAHARASHTRA
Finance Department.
Resolution No. FNS 1077/CR-1524/SER-8.
Mantralaya, Bombay-400 032, Dated 15th September 1979.

RESOLUTION

In Government Resolution, Finance Department, No. FNS-1074/4268-74/SER-8, dated 21st June 1976 the standard terms and conditions governing the transfer of Government servants on deputation to foreign service have been laid down. The question of modifying some of these terms on the basis of the position obtaining under the Government of India and in the light of the difficulties pointed out by the Administrative Departments in enforcing some of the terms, subsequent amendments to the Bombay Civil Services Rules etc. was under consideration of Government. Accordingly, it is now decided that the terms (2), (4) and (11) mentioned in the Annexure I to Government Resolution, Finance Department, dated 21st June 1976 quoted above should be modified as stated in Annexure I appended to this Government Resolution. The Heads of Departments and Administrative Departments of Mantralaya should hereafter follow the standard terms as contained in Finance Department, Government Resolution dated 21st June 1976, as now modified, whenever they transfer a Government servant to foreign service under the delegated powers. In the case of a Government servant who is already on deputation, any extension of the period of his/her deputation should be on the basis of these standard terms as now modified. //

2. A list of guidelines for both the competent authorities and the foreign employers was given in Annexure II to Government Resolution, Finance Department, dated 21st June 1976. Guideline(1) therein should be substituted by the one in Annexure II to this Government Resolution. According to new guideline (1) the maximum period for which a Government servant will be permitted to be on deputation on foreign service continues to be four years but any extension of deputation beyond four years will hereafter be with specific approval of Government and that no deputation allowance will be allowed for such extension, if agreed to by Government.

By order and in the name of the Governor of Maharashtra,

S.M. PISAL,
Deputy Secretary to Government.

- MLC
15-10-79
To
2000
2000
- *The Secretary to the Government of India, Ministry of Finance, New Delhi,
 - *The Secretary, Maharashtra Public Service Commission, Bombay,
 - *The Secretary, Maharashtra Legislature Secretariat, Bombay,
 - *The Prothonotary and Senior Master, High Court, Bombay,
 - *The Registrar, High Court of Judicature, Appellate Side, Bombay,
 - *The Registrar, Office of the Lokayukta and Upa-Lokayukta, Bombay,
 - The Accountant General, Maharashtra I, Bombay(160 copies),
 - The Accountant General, Maharashtra II, Nagpur(40 copies),

*By letter.

The Pay and Accounts Officer, Bombay(40 copies),
 The Resident Audit Officer, Bombay,
 The Chief Auditor, Local Fund Accounts, Bombay,
 The Secretary to Chief Minister,
 The Divisional Commissioners, Bombay/Pune/Nagpur/Aurangabad,
 All Heads of Departments and Heads of Offices under the several
 Departments of the Mantralaya,
 The Chief Executive Officers of all Zilla Parishads,
 The Personal Assistants to all Ministers and Ministers for State,
 The Secretaries of all Departments of Mantralaya,
 The Liaison Officer, Mantralaya, Bombay,
 Desk Numbers ADM-1, ADM-4, ADM-5, ADM-6, ADM-7, ADM-8 and ADM-9 in
 Finance Department.

No. of 1979.

Copy forwarded for information and guidance to -

ACCOMPANIMENT TO GOVERNMENT RESOLUTION, FINANCE DEPARTMENT,
 NO. FNS 1077/CR-1524/SER-8, DATED 15TH SEPTEMBER 1979.

.... ANNEXURE-I

(2) PAY :- While on foreign service Shri/Smt./Kum.

shall have the option either to get his/her pay fixed in the deputation post under the operation of normal rules or to draw pay which he/she would have drawn in the parent department but for his/her deputation on foreign service in the scale of Rs. prescribed for the post of (designation of the post to be entered) which he/she held immediately prior to his/her deputation plus deputation allowance of not more than 20% of that pay, subject to a maximum of Rs.250/- per month, provided that the sum total of "basic pay" plus deputation allowance does not exceed the maximum of the scale of pay of the post held on deputation or where the post on deputation is on a fixed pay, that fixed pay and provided further it does not, in any case, exceed Rs.3000/- per month.

In case Shri/Smt./Kum. elects the scale of pay of the deputation post and the minimum of that scale is substantially in excess of his/her basic pay plus deputation allowance at the rate of 20% then provisions of Bombay Civil Services Rule 66 will be applied and the initial pay will be fixed at a suitable figure below the minimum of the scale of the deputation post so that the pay so fixed does not exceed the basic pay of the deputationist by the amounts indicated below:

- (a) For employees in receipt of basic pay above Rs.750. - 25% of basic pay or Rs.225/-, whichever is more.
- (b) For employees in receipt of basic pay above Rs.300 and upto Rs.750. - 30% of basic pay or Rs.100/-, whichever is more.
- (c) For employees in receipt of basic pay of Rs.100 and above but upto Rs.300. - $33 \frac{1}{3} \%$ of basic pay.

(4) HOUSE RENT ALLOWANCE / COMPENSATORY LOCAL ALLOWANCE:-

Shri/Smt./Kum. _____ will be entitled to draw House Rent Allowance/Compensatory Local Allowance as admissible under the State Government rules from time to time but the foreign employer may at its discretion allow these allowances under its rules.

(11) LEAVE SALARY AND PENSION CONTRIBUTIONS:-

(a) The leave salary and pension contributions shall be paid by the foreign employer in accordance with the rates prescribed in Appendix VII-A of the Bombay Civil Services Rules as amended from time to time.

(b) The foreign employer shall pay leave and pension contributions annually within 15 days from the end of each financial year or at the end of the foreign service, if the deputation on foreign service expires before the end of a financial year at the following rates :-

- | | | |
|-------------------------------|-------|------------|
| (1) Leave Salary Contribution | - Rs. | per month. |
| (2) Pension Contribution | - Rs. | per month. |

The amounts of contributions should be credited under the following heads of accounts:

(i) Pension Contribution:

066-Contributions and recoveries towards pension and other Retirement Benefits-A-Subscriptions and Contributions.
(1) Officers on Foreign Service.

(ii) Leave Salary Contribution:

*(Relevant Budget Head to be entered)

*(Here enter receipt Head corresponding to the service Head of Account to which the pay of the officer is debited, or where there is no corresponding receipt Head to the major head, then put "065, Other Administrative Services-C-Other Services payments for services rendered, leave salary contribution in cases of officers on foreign service").

The rates mentioned above shall be treated as provisional pending confirmation by the Audit and will be subject to adjustment retrospectively.

(c) If contributions for leave salary or pension which are due in respect of Shri/Smt./Kum. _____ in foreign service are not paid within the aforesaid period, the foreign employer shall pay to Government, unless specifically remitted by Government, interest on the unpaid contributions at the rates of two paise per day per Rs.100/- upon the amount due from the date of expiry of the period aforesaid upto the date on which

the contributions are finally paid. The interest shall be paid by the Government servant or the foreign employer according as the contribution is paid by the former or the latter.

(d) The leave salary and pension contributions should be paid separately as they are creditable to different Heads of Accounts and no dues recoverable from Government on any account, should be set off against these contributions.

ANNEXURE - II

Guidelines for the Department and the foreign employer.

(1) Period of Deputation :- The maximum period for which he/she will be permitted to be on deputation in foreign service is four years. Extension beyond this period will be with specific approval of Government. No deputation allowance will be allowed for such extension, if agreed to by Government. On his/her reversion to the parent department, he/she will not again be permitted to go on deputation within a period of four years.

NO. EST-44/EL/79

P.W. 24/7 11/79

Copy for the D & D. R. P.W. / Bombay /
Nagpur / Aurangabad for information

AS 11/10

✓ Ch for S.C. & D.C.R. H.S.P.W.

Copy to E-5 / R.K.

17-10-79