



ABSTRACT

Tsunami Project Implementation Unit, Rural Development and Panchayat Raj Department – Treating the staff deputed from Rural Development and Panchayat Raj Department to the Tsunami Project Implementation Unit as Transfer instead of Deputation on Foreign Service – Orders Issued.

Rural Development and Panchayat Raj (CGS.3) Department

G.O.(Ms) No.88

Dated: 09.06.2015

Read:

- (1) From the Project Director, Tsunami Project Implementation Unit, Letter R.No.2975/2006/Accts-II, dated 04.10.2011, 20.07.2012, 18.02.2013, 04.04.2013, 19.05.2014 and 18.03.2015.
- (2) Government Letter No.14504/CGS.3/2009-1, Rural Development and Panchayat Raj (CGS.3) Department, dated 01.09.2009
- (3) Government Letter No.27290/E1/2009-7, Rural Development and Panchayat Raj (E.1) Department, dated 21.06.2010

ORDER:-

In the letter first read above, the Project Director, Tsunami Project Implementation Unit has stated that the Government in G.O. (Ms) No.379, Revenue Department, dated 27.06.2005 have accorded administrative sanction for the implementation of Tsunami Emergency Assistance Project (TEAP). The TEAP was implemented by various Departments such as Revenue, Rural Development, Municipal Administration, Forest, Fisheries and Horticulture etc., He has further stated that the Government in G.O. (Ms) No.119, Rural Development (CSS.I) Department, dated 25.08.2005 among others have issued orders creating a Tsunami Project Implementation Cell (TPIC) at State Level for the period of one year and creating staff-structure.

2. In the Government Letter second read above, the Project Director, Tsunami Project Implementation Unit has been requested to get clarification from the Accountant General on the question of remission of pension contribution and leave salary contribution in respect of staff on deputation with Tsunami Project Implementation Unit, indicating that the Tsunami Project Implementation Unit is a Government Unit under Rural Development and Panchayat Raj Department and send a report to Government. Meanwhile, the Government in their letter third read above have informed the Director of Rural Development and Panchayat Raj,

Chennai-15, that the staff of Rural Development and Panchayat Raj Department deputed to the Tsunami Project Implementation Unit, Chennai-1 be treated as on "Foreign Service".

3. In this connection, the Project Director, Tsunami Project Implementation Unit has stated that the Accountant General, in his letter No.PCI/Gen.1/2010-2011/64, dated 27.10.2010 has stated as follows:

"Some Tsunami Project Implementation Unit are functioning under the control of Rural Development Department. Hence, this office took the view that the question of foreign service does not arise at all as the deputation is only from one Government Department to another. This view was taken in the absence of specific Government Orders. In the Letter No.Roc.No.4839/ 07/E1, dated 26.11.2008, it was informed that the staff working both in the Tsunami Project Implementation Unit and DIUs of 12 districts are on deputation basis with foreign service terms and conditions and not on Transfer basis. Hence in these cases of deputation to Tsunami Implementation Units which are executed by District Rural Development Agency both Leave Salary contribution and Pension Contribution are being fixed".

4. The Project Director, Tsunami Project Implementation Unit has therefore requested the Government to issue specific orders that the staff deputed from Rural Development and Panchayat Raj Department to TPIU and DIOs be treated as 'Transfer' instead of 'Deputation' duly considering the following aspects:

- a) The Tsunami Emergency Assistance Project assisted by Asian Development Bank was closed with effect from 31.10.2009 and the amount paid as Pension contribution and Leave Salary contribution could not be got reimbursed from Asian Development Bank.
- b) In the Emergency Tsunami Reconstruction Project assisted by World Bank, the World Bank is reimbursing only 75% (that too as Loan) on Incremental Operating Costs and the balance 25% being met by State Government.
- c) If this amount (Pension contribution and Leave Salary Contribution) is paid it has to be met from Rural Development and Panchayat Raj Department Budget (Demand No.42) only.
- d) In a similar condition, the Government in Revenue Department is treating the Revenue staff posted to Project Management Unit only as 'on transfer' and not on 'Foreign Service'.
- e) The staff will continue till the completion of exist protocol whereas the Financial assistance will cease much prior to that. Hence the Leave Salary Contribution and Pension contribution will have to be borne by Rural Development and Panchayat Raj Department budget which will be duplication of work.

5. The Project Director, Tsunami Project Implementation Unit has stated that the total number of 873 (824 + 49) staff deputed to TPIU. With regard to the quantum of Leave Salary Contribution / Pensionary Contribution for the 874 Staff (873 + 1 Joint Director joined duty on 10.11.2014) has been calculated on the basis of 10% of maximum scale of pay and the total amount has been approximately arrived to Rs.5.57 crores.

6. The Government, after careful examination, has proposed to accept the above proposal of the Project Director, TPIU and issue orders for treating the staff deputed from the Rural Development and Panchayat Raj Department to the Tsunami Project Implementation Unit as "Transfer of Service" instead of "Deputation on Foreign Service".

7. This orders issues with the concurrence of Finance Department vide its U.O. No.22150/Finance (RD)/2015, dated 24.04.2015.

(By Order of the Governor)

GAGANDEEP SINGH BEDI,
Secretary to Government.

To

The Project Director (i/c),

Tsunami Project Implementation Unit, Chennai -32.

The Director of Rural Development and Panchayat Raj, Chennai-15.

The Officer on Special Duty (R&R),

Tsunami Project Management Unit, Chepauk, Chennai-5.

All District Collectors,

(through the PD, Tsunami Project Implementation Unit, Chennai -34.)

The Commissioner of Treasuries and Accounts, Chennai-15.

Copy to:

The Senior Personal Assistant to Hon'ble Minister,

(Municipal Administration, Rural Development, Law, Courts and Prisons), Chennai -9.

The Senior Private Secretary to Secretary to Government,

Rural Development and Panchayat Raj Department,

Chennai-9.

Rural Development and Panchayat Raj (OP-2) Department,

Chennai-9.

The Finance (RD) Department / Personnel and Administrative Reforms

Department / Revenue Department, Chennai-9.

The Pay and Accounts Officer (South), Chennai-35.

All District Treasury Officers.

The Accountant General (A&E/Audit) Chennai -600 009/18.

National Information Centre, Chennai-600 009.

//Forwarded by Order//

Section Officer.