

SOUTH EASTERN RAILWAY

CPO'S OFFICE/GRC

Estt. Srl. No. 067/2016

RBE No. Nil

No: SER/P-HQ/Sett/650


Dated : 27-06-2016

To : All Concerned

Sub : Gazette Notification

Railway Board's letter No.2012/TC(RCT)/3-4/CA-III dated 30.05.2016 (RBE No.Nil) enclosing Gazette Notification G.S.R. 500(E) dated 12th May, 2016 is forwarded for information, guidance and necessary action.

Encl : As above


(B.N.Soren)
Dy.Chief Personnel Officer (IR)
for Chief Personnel Officer

SER IP-HS/sect/650

RB-28
06/06/16

GOVERNMENT OF INDIA (BHARAT SARKAR)
MINISTRY OF RAILWAYS (RAIL MANTRALAYA)
(RAILWAY BOARD)

RB-1018
07/06/16

No. 2012/TC(RCT)/3-4/CA-III

New Delhi, dated 30.05.2016.

General Manager (Claims),
All Indian Railways. S.E.R

The Registrar,
Railway Claims Tribunal,
13/15, Mall Road,
Delhi -110054.

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CCM
CPD
~~PPS~~

A copy of Gazette Notification G.S.R. 500(E) dated 12th May, 2016 to further amend the Railway Claims Tribunal (Salaries and Allowances and Conditions of Services of Chairman, Vice-Chairman and Members) Rules, 1989 is enclosed. In terms of this Gazette Notification, the benefit of Family Pension has been extended to Members of Railway Claims Tribunal for their service rendered in the Tribunal. This may please be brought to the notice of all concerned.

2. Please acknowledge receipt of this letter.



(Debashish Sikdar)
Joint Director TC(Claims)
Railway Board
Tel: 23386950

New Delhi, dated 30.05.2016

No. 2012/TC(RCT)/3-4/CA-III

RB-1A
07/06/16
Ruling

Copy to:-

1. FA & CAO, All Zonal Railways.
2. ADAI (Railways), 10, Bahadur Shah Zafar Marg, New Delhi.
3. The Principal, Railway Staff College, Vadodara.
4. Department of Personal, Ministry of Home Affairs, North Block, New Delhi.
5. Department of Legal Affairs, Ministry of Law, Shastri Bhawan, New Delhi.

E.S. 116

07.06.16

(Debashish Sikdar)
Joint Director TC(Claims)
Railway Board
Tel: 23386950

(5) दावा में दो वर्ष की सेवा की न्यूनतम अवधि को पूरा करने से पहले सेवा में रहते हुए सदस्य की मृत्यु हो जाती है तो, पारिवारिक पेंशन दावा में दो वर्षों की सेवा के लिए अनुज्ञेय पेंशन के साठ प्रतिशत की दर से निर्धारित की जाएगी।

परंतु सभी प्रकार की पारिवारिक पेंशन का कुल जोड़ परिवार के सदस्य को भुगतने होगा जो कि ऐसे सदस्य को अधिकतम पेंशन भुगतने का साठ प्रतिशत से अधिक नहीं होगा।"

[सं. 2012/टीसी (आरसीटी)/4-3/सीए-III]

रविनेश कुमार, कार्यकारी निदेशक (लोक शिकायत)

रेलवे बोर्ड

स्पष्टीकारक ज्ञापन

केंद्रीय सरकार के कर्मचारियों के लिए पेंशन एवं पेंशनर कल्याण विभाग द्वारा पारिवारिक पेंशन में छूट की दृष्टि से विस्तारित करते हुए दुगुना या बहुगुणा दिया जाता है, तो वही लाभ रेल दावा अधिकरण (अध्यक्ष, उपाध्यक्ष और सदस्यों का वेतन और भत्ता तथा सेवा की शर्तों) नियम, 1989 के इस संशोधन के तहत रेल दावा अधिकरण के सदस्यों को भी दिया जाएगा। केंद्रीय सरकार के कर्मचारियों के समान रेल दावा अधिकरण के सदस्यों के संबंध में वित्तीय लाभ 24 सितंबर, 2012 के बाद से भूतलक्षतापूर्वक प्रभावी होंगे। यह प्रमाणित किया जाता है कि इस अधिसूचना को देने से कोई भी सदस्य पूर्वव्यापी प्रभाव से प्रतिकूल रूप से प्रभावित नहीं होगा।

टिप्पण : मूल नियम सा.का.नि. 844(अ) तारीख 19 सितम्बर 1989 के द्वारा प्रकाशित किए गए थे तथा तत्पश्चात सा.का.नि. 726(अ) तारीख 6 दिसम्बर, 1991, सा.का.नि. 185(अ) तारीख 11 अप्रैल, 1996, सा.का.नि. 436(अ) तारीख 26 सितम्बर, 1996, सा.का.नि. 563(अ) तारीख 7 सितम्बर, 1998, सा.का.नि. 96(अ) तारीख 10 फरवरी, 1999, सा.का.नि. 835(अ) तारीख 30 दिसम्बर, 1999, सा.का.नि. 733(अ) तारीख 21 सितम्बर, 2000, सा.का.नि. 386(अ) तारीख 25 मई 2001, सा.का.नि. 206(अ) तारीख 11 मार्च, 2002, सा.का.नि. 625(अ) तारीख 29 अगस्त, 2008, सा.का.नि. 797(अ) तारीख 18 नवम्बर, 2008, सा.का.नि. 828(अ) तारीख 12 नवम्बर, 2009 के सा.का.नि 796(अ) तारीख 13 नवम्बर, 2014, और सा.का. नि. 13 (अ), तारीख 6 जनवरी 2015 के द्वारा संशोधित किए गए थे।

MINISTRY OF RAILWAYS

(RAILWAY BOARD)

NOTIFICATION

New Delhi, the 12th May, 2016

G.S.R. 500(E).—In exercise of the powers conferred to clause (b) of sub-section (2) of section 30, read with section 30A of the Railway Claims Tribunal Act, 1987 (54 of 1987), the Central Government hereby makes the following rules further to amend the Railway Claims Tribunal (Salaries and Allowances and Conditions of Services of Chairman, Vice-Chairman and Members) Rules, 1989, namely :-

1. (1) These rules may be called the Railway Claims Tribunal (Salaries and Allowances and Conditions of Services of Chairman, Vice-Chairman and Members) Amendment Rules, 2016.

(2) They shall be deemed to have come into force on the 24th day of September, 2012.

2. In the Railway Claims Tribunal (Salaries and Allowances and Conditions of Services of Chairman, Vice-Chairman and Members) Rules, 1989, in rule 8, after sub-rule (2), the following sub-rules shall be inserted, namely:—

- “(3) The family of a Member shall be entitled to family pension in the event of his death:-
- (i) while in service irrespective of length of service in the Tribunal; or
 - (ii) after retirement from the Tribunal in case he has been drawing pension from the Tribunal.
- (4) Family pension under sub-rule (3) shall be calculated at the rate of sixty per cent of the admissible pension drawn by him for service rendered in the Tribunal.
- (5) In the event of death of a Member while in service before completion of minimum period of two years' service in the Tribunal, family pension shall be fixed at the rate of sixty per cent of the admissible pension for two years' service in the Tribunal.

Provided that the aggregate of all types of family pension, payable to the family of a Member, shall not exceed sixty per cent of the maximum pension payable to such Member.”

[No. 2012/TC(RCT)/4-3/CA-III]

RAVINESH KUMAR, Executive Director (Public Grievances),
Railway Board

Explanatory Memorandum

In view of relaxation being extended to grant double or multiple family pension by Department of Pension and Pensioners' Welfare to the Central Government employees, the same benefit is being extended to the Members of Railway Claims Tribunal also vide this amendment to the Railway Claims Tribunal (Salaries and Allowances and Conditions of Services of Chairman, Vice-Chairman and Members) Rules, 1989. In line with that of the Central Government employees, the financial benefit in respect of the Members of the Railway Claims Tribunal shall be made effective retrospectively from the 24th September, 2012 onwards. It is certified that, by giving this notification retrospective effect, no Member shall be adversely affected.

Note :- The principal rules were published vide notification number G.S.R. 844(E), dated the 19th September, 1989 and subsequently amended vide numbers G.S.R. 726(E), dated the 6th December, 1991, G.S.R. 185(E), dated the 11th April, 1996, G.S.R. 436(E), dated the 26th September, 1996, G.S.R. 563(E), dated the 7th September, 1998, G.S.R. 96(E), dated the 10th February, 1999, G.S.R. 835(E), dated the 30th December, 1999, G.S.R. 733(E), dated the 21st September, 2000, G.S.R. 386(E), dated the 25th May, 2001, G.S.R. 206(E), dated the 11th March, 2002, G.S.R. 625(E), dated the 29th August, 2008, G.S.R. 797(E), dated the 18th November, 2008, G.S.R. 828(E), dated the 12th November, 2009, G.S.R. 796(E), dated the 13th November, 2014 and G.S.R. 13(E), dated the 6th January, 2015.