

No.29018/16/2012-AIS(II)
Government of India
Ministry of Personnel, Public Grievances and Pension
(Department of Personnel & Training)

North Block, New Delhi
Dated: 17/10/2013

To

The Chief Secretaries of all the
State Governments and UTs.

Subject: Notification regarding Indian Administrative Service (Commutation of Pensions) Amendment Regulations, 2013.

Sir/Madam,

I am directed to forward herewith a copy of Indian Administrative Service (Commutation of Pensions) Amendment Regulations, 2013 notified in the Gazette of India (extraordinary) vide G.S.R. No. 647(E) dated 20/09/2013, for necessary action.

Yours faithfully,


Manoj Kumar Dwivedi
Director(Services)
☎ 011-23092483

Encls. : As above.

Copy for information and necessary action to :

1. All Ministries/Departments of Government of India.
2. ✓ NIC, DOPT - with the request to put on this circular on the website (Home page > Gazette Notification > Services & Vigilance > Services Division).


Manoj Kumar Dwivedi
Director(Services)
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MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS
(Department of Personnel and Training)
NOTIFICATION

New Delhi, the 20th September, 2013

G.S.R. 647(E).—In exercise of the powers conferred by sub-section (1), read with sub-section (1A) of Section 3 of the All India Services Act, 1951 (61 of 1951) and in pursuance of rule 25 of the All India Services (Death-cum-Retirement Benefits) Rules, 1958, the Central Government, after consultation with the Government of the States concerned, hereby makes the following regulation further to amend the All India Services (Commutation of Pension) Regulations, 1959, namely :—

1. (1) These regulations may be called the All India Services (Commutation of Pensions) Amendment Regulations, 2013
- (2) They shall be deemed to have come into force with effect from the 2nd September, 2008
2. In the All India Services (Commutation of Pension) Regulations, 1959 (hereinafter referred to as the said regulations), in regulation 3, -
 - (a) in sub-regulation (1),—
 - (i) for the second proviso, the following provisos shall be substituted, namely:—

“Provided further that if a member of the Service retiring between the 1st day of January, 2006 and the 1st day of September, 2008 has opted for retaining the pre-revised scale of pay, the commutation of pension in such case shall be admissible in accordance with the rules and orders in force prior to the 1st day of January, 2006”

“Provided also that for those members of service whose commutation of pension became absolute on or after the 1st day of January, 2006 but before the 2nd day of September, 2008, the pre-revised Table of Commutation Value for Pension shall be used for payment of commutation of pension based on pre-revised pay or pension and in respect of such pensioners, the revised Table of Commutation Value for Pension, appended to these regulations shall be used for the commutation of additional amount of pension that has become commutable on account of retrospective revision of pay and pension.”;

- (b) for sub-regulation (2), the following sub-regulation shall be substituted, namely:-

“(2) if fraction of pension is to be commuted results in fraction of a rupee, such fraction of a rupee shall be ignored for the purpose of commutation”.

- (3) In regulation 4A of the said regulations, after the third proviso, the following proviso shall be inserted, namely:-

“Provided also that when the commutation amount was paid on more than one occasion, on account of upward revision of pension, the respective commuted amount of the pension shall be restored on completion of fifteen years from the respective date.”.

- (4) After regulation 4A of the said regulations, the following regulation shall be inserted, namely:-

“4B. Retrospective revision of final pension. -- A member of service who has commuted a percentage of his final pension and after commutation his pension has been revised and enhanced retrospectively as a result of Government's decision, the member of service shall be paid the difference between the commuted value determined with reference to enhanced pension and the commuted value already authorized. For the payment of difference, the applicant shall not be required to apply afresh:

Provided that in the case of an applicant who has commuted a percentage of his original pension not exceeding rupees six thousand after being declared fit by a Civil Surgeon or a District Medical Officer and as a result of retrospective enhancement of pension, he becomes eligible to commute an amount exceeding six thousand rupees per mensem, he shall be allowed the difference between the commuted value of rupees six thousand per mensem and the commuted value of the percentage of the original pension without further medical examination. The commutation of any further amount beyond rupees six thousand per mensem shall be treated as fresh commutation and allowed subject to examination by a Medical Board.”.

- (5) In regulation 5 of the said regulations, in sub-regulation (5), in the Note, the words “or fraction”, wherever they occur, shall be omitted.
- (6) In regulation 7A of the said regulations,-
- (a) in sub-regulation (1), the word “State” shall be omitted;
- (b) in sub-regulation (3), the following proviso shall be inserted, namely:-

“Provided that in case of retirement on superannuation, the commutation of pension shall become absolute on the date following the date of his retirement if he had applied for commutation before retirement.”.

- (7) For Schedule B of the said regulations, the following Schedule shall be substituted, namely:-

4072 GJ/13-2

SCHEDULE 'B'
Commutation Values For a Pension of Re. 1 Per Annum
Effective from 1st January, 2006
{See Regulation 7(2)}

Age next birthday	Commutation value expressed as number of year's purchase	Age next birthday	Commutation value expressed as number of year's purchase	Age next birthday	Commutation value expressed as number of year's purchase
20	9.188	41	9.075	62	8.093
21	9.187	42	9.059	63	7.982
22	9.186	43	9.040	64	7.862
23	9.185	44	9.019	65	7.731
24	9.184	45	8.996	66	7.591
25	9.183	46	8.971	67	7.431
26	9.182	47	8.943	68	7.262
27	9.180	48	8.913	69	7.083
28	9.178	49	8.881	70	6.897
29	9.176	50	8.846	71	6.703
30	9.173	51	8.808	72	6.502
31	9.169	52	8.768	73	6.296
32	9.164	53	8.724	74	6.085
33	9.159	54	8.678	75	5.872
34	9.152	55	8.627	76	5.657
35	9.145	56	8.572	77	5.443
36	9.136	57	8.512	78	5.229
37	9.126	58	8.446	79	5.018
38	9.116	59	8.371	80	4.812
39	9.103	60	8.287	81	4.611
40	9.090	61	8.194		

[Basis: LIC (94-96) Ultimate Tables and 8.00% interest]

EXPLANATORY MEMORANDUM:

Due to implementation of the recommendation of the Sixth Central Pay Commission, it has become necessary to give retrospective effect to the proposed amendments from the date from which the recommendations of the Sixth Central Pay Commission were given effect to. It is certified that the interest of no person is adversely affected by giving retrospective effect to the proposed amendments.

The revised Table of Commutation Value for pension, appended to these rules shall be used for all commutation of pension which becomes absolute from the 2nd September, 2008 and in the case of pensioners whose commutation of pension became absolute on or after 1st January, 2006 but before 2nd September, 2008, the pre-revised Table of Commutation Value for Pension shall be used for payment of commutation of pension based on pre-revised pay or pension and in respect of such pensioners, the revised Table of Commutation Value for Pension, appended to these rules shall be used for the commutation of additional amount of pension that has become commutable on account of retrospective revision of pay and pension.

8. In Forms D & E appended to these regulations, for the word "fraction", wherever it occurs, the word "percentage" shall be *substituted*.

[F.No. 29018/21/2012-AIS-II]

MANOJ KUMAR DWIVEDI, Director (Services)

Foot Note.— The Principal regulations were published in the Gazette of India vide notification G.S.R. No. 714 dated 24-6-1959 and subsequently amended by:-

S.No.	G.S.R. No.	Date
1.	177	20-02-60
2.	1197	17-09-77
3.	227(E)	06-04-78
4.	941	14-07-97
5.	718	19-12-97
6.	779(E)	21-11-02