

IMMEDIATE

No.13017/16/2003-AIS(1)

Government of India

Ministry of Personnel, Public Grievances and Pensions  
Department of Personnel and Training

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New Delhi, the 8th November, 2004

OFFICE MEMORANDUM

Subject: Change of Cadre of All India Service officers - policy regarding

The undersigned is directed to say that the change of cadre of All India Service officers is governed by Rule 5(2) of the IAS (Cadre) Rules, 1954 and analogous Rules in the IPS (Cadre) Rules, 1954 and IFS (Cadre) Rules, 1966, which is as follows:

"5(2) The Central Government may, with the concurrence of the State Governments concerned transfer a cadre officer from one cadre to another cadre"

2. In recent practice, this Rules has been invoked only in cases of marriage between the All India Service(s) officers. There have been cases where following marriage one officer has moved to the cadre of his or her spouse. There have also been cases where both spouses have moved to a third cadre. The policy in this matter has been reviewed in detail and a view taken, with the approval of Prime Minister, as follows:

(i) Inter-cadre transfer shall continue to be permitted for members of All India Service officers on marriage to another member of an All India Service, where the officer or officers concerned have sought a change.

Inter-cadre transfer shall also be permitted on grounds of extreme hardship in the rarest of cases.

(ii) Inter-cadre transfer shall not be permitted to the home State of the officer.

(iii) In cases of inter-cadre transfer on grounds of marriage, efforts should be made in the first instance to ensure that the cadre of one officer accepts his or her spouse.

(iv) Only in instances where both States have refused to accept the other spouse will the officers be considered for transfer by the Government of India to a third cadre subject to the consent of the Cadres concerned for such transfer.

(v) Inter-cadre transfer shall not be permitted to All India Service officers on marriage to an officer serving in a Central Service/State Service/Public Sector Undertaking/any other Organization.

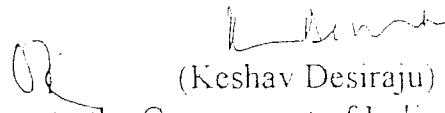
(vi) 'Extreme hardship' for purposes of inter-cadre transfer, should be defined to include (a) threat to the life of the officer or his immediate family and (b) severe health problems to the officer or his immediate due to the climate or environment of the State to which he is allotted.

(vii) In cases of request on grounds of threat or health, the Central Government shall have the genuineness of the request assessed by an independent Central agency or group of at least two independent experts.

(viii) If a request on grounds of threat or health is found to be genuine, the Central Government may initially send the officer on a three years deputation to a State of its choice. The situation may be re-assessed after the three years period. If the situation so warrants, the Central Government may permanently transfer the officer to that State.

The Ministry of Home Affairs and the Ministry of Environment and Forests are requested to consider all the requests for inter-cadre transfers of All India Service(s) officers in

accordance with the above policy. All such requests shall be processed and after obtaining approval of the Minister in-charge, be submitted for the orders of the Appointments Committee of the Cabinet.

  
(Keshav Desiraju)  
Joint Secretary to the Government of India

To

Shri Dharendra Singh,  
Secretary,  
Ministry of Home Affairs,  
New Delhi

✓ Dr. Pradipto Ghosh,  
Secretary,  
Ministry of Environment and Forests,  
Prayay Bhavan, New Delhi

✓ Shri N.K. Joshi,  
Director General and Special Secretary,  
Ministry of Environment and Forests,  
Prayay Bhavan, New Delhi.

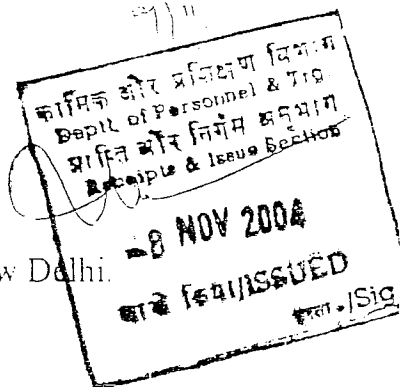
Copy also forwarded for information and necessary action to

Establishment Officer and Addl. Secretary,  
Department of Personnel and Training, New Delhi.

✓ Joint Secretary (AM),  
Cabinet Secretariat, New Delhi

✓ Director (Smt. Renuka Kumar), P.M.O.

✓ Comptroller and Auditor General of India, New Delhi.



No. 15017/16/2005-AISD

Government of India  
Ministry of Personnel, Public Grievances and Pensions  
Department of Personnel and Training

New Delhi, the 16 July, 2006

OFFICE MEMORANDUM

Subject: Change of Cadre of All India Service officers - Policy regarding

The undersigned is directed to refer to this Department's O.M. of even number dated 8.11.2004 and 31.10.2005 on the subject mentioned above and to say that in the context of service condition of All India Service officers serving in North-Eastern States the policy in the matter has been reviewed in detail. It has been decided to further relax the conditions of eligibility for inter-cadre transfer as follows:

1. All India service officers belonging to the North-East cadres may be allowed transfer of cadre to any other cadre in the North East in relaxation of existing conditions subject to availability of deficit in the insider quota.
2. In case of marriage between an All India Service lady officer borne on the North East cadre and an officer of another cadre, the lady officer would be mandatorily accommodated in the cadre of her spouse, if she so opts.
3. The Ministry of Home Affairs and the Ministry of Environment and Forests are requested to consider all the requests for inter-cadre transfer of All India Service(s) officers in accordance with the present policy keeping in view the aforesaid relaxation. All such requests shall be processed and after obtaining approval of the Minister in-charge be submitted for the orders of the Appointments Committee of the Cabinet.

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16/7/06  
(Ashwani Kumar)

Deputy Secretary to the Government of India

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Immediate

No.13017/16/03-AIS (I)  
Government of India  
Ministry of Personnel, Public Grievances & Pensions  
Department of Personnel & Training  
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To

Dated 18<sup>th</sup> Jan., 2008

The Chief Secretary,  
All States/UTs

Subject: Inter-cadre transfer of All India Service Officers - Policy regarding

Sir,

I am directed to refer to this Department's letter of even number dated 8.11.2004 and 11.7.2006 on the subject mentioned above and to say that the Central Government has further approved the following:

In cases of inter-cadre transfer of officers on ground of 'marriage', the couple should normally be transferred to one of the two Cadres on which they are borne. In case of refusal of both Cadres to accept the officers, in the first instance, the matter should be taken up formally a second time with both the Cadres. In case of continued refusal of both the Cadres to accept the officers on grounds that are deemed by the Central Government to be genuine and satisfactory, the couple shall be transferred to one of the deficit Cadres with the concurrence of the State Government concerned. The matter shall be re-visited after the category of 'deficit Cadres' ceases to exist.

Yours faithfully,

*Zily*  
18/1/08  
(Ziley Singh Vical)  
Desk Officer,  
Tele : 23093683

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Deptt. of Personnel & Training  
प्राप्ति और दिनांक  
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