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No. 6/7/2003-Estt. (Pay II)

2934 (2)

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

New Delhi dated the 7th January, 2008

OFFICE MEMORANDUM

Subject: Deputation of Central Government Employees to ex-cadre posts under Central/State Governments and on Foreign Service to Central/State PSUs/Autonomous Bodies.

Reference is invited to this Department's O.M. No. 2/29/91-Estt. (Pay II) dated 5th January, 1994 which lays down the guidelines relating to deputation of Central Government Employees to ex-cadre posts under Central/State Governments and on Foreign Service to Central/State PSUs/Autonomous Bodies.

2. Para 8.4 of this O.M. lays down that in cases where extension is beyond the fifth year or second year in excess of the period prescribed in the Recruitment Rules, the same would be allowed only after obtaining the approval of the Department of Personnel and Training, whether Central Government is the lending organization or the borrowing organization.

3. It has now been decided to delegate the powers for extending the deputation in respect of Group 'C' & 'D' officials beyond the fifth year or second year in excess of the period prescribed in the Recruitment Rules of the ex-cadre posts to the Borrowing Authorities/Administrative Ministries/Departments. In such cases, the Competent Authority for granting approval for extending the deputation period would be the Secretary of the Borrowing authority/Administrative Department for the 4th year or the first year beyond the normal period prescribed in the Recruitment Rules and the Minister in charge thereafter. However, while considering the extension, all other conditions laid down in this Department's O.M. dated 5th January, 1994, as amended from time to time, may be taken into consideration and the following may specifically be examined:

- (i) Whether the procedure for granting extension has been followed viz. whether the individual's consent and the prior approval of the lending authority has been obtained.
- (ii) Whether the officer has been given pro-forma promotion under NBR during the period of deputation.

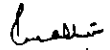
(iii) If the scale of the parent cadre post has become higher after grant of proforma promotion, whether the pay has been regulated in terms of Para 8.7 and 8.8 of the O.M. dated 5.1.94 read with O.M. dated 20th June, 2006.

(iv) Whether the initial appointment on deputation itself was from a higher scale to a lower scale (which is not permissible as per the guidelines) and if so whether the approval of the competent authority has been obtained for such an appointment.

(v) In cases of overstay on deputation, the cases may be examined in terms of the provisions laid down in DoP&T's O.M. No. AB.14017/30/2006-Estt. (RR) dated 29th November, 2006.

If any of the conditions are not fulfilled, the proposal may be sent to the Department of Personnel & Training for consideration.

4. These orders will take effect from the date of issue. In so far as the persons serving in the Indian Audit & Accounts Department are concerned, these orders will apply for deputation outside Indian Audit & Accounts Department. Deputations within Indian Audit & Accounts Department will be regulated as per orders issued by the office of the Comptroller & Auditor General of India.



(Rita Mathur)
Director (Pay)

To

All Ministries/Departments of the Government of India