

GOVERNMENT OF ORISSA
GENERAL ADMINISTRATION DEPARTMENT

OFFICE MEMORANDUM

No. AIS.VI(Pen)-2/09-10051/ AIS.I,Bhubaneswar, dated the 11th May, 2009

Sub: Implementation of Government's decision on the recommendation of the Sixth Central Pay Commission-Revision of pension of pre-2006 pensioners / family pensioners etc.

As per the recommendations of the Sixth Central Pay Commission, the Government of India have issued regulations for revision of pension / family pension of all the pre-2006 AIS pensioners / family pensioners in Government of India, Ministry of Personnel, Public Grievances and Pensions, Department of Pension and Pensioners' Welfare O.M.No. F.No.38/37/08-P&PW(A) dated 1.9.2008 (**Annexure-A**) and subsequent clarifications / modifications vide OMs of even number dtd.3.10.2008 (**Annexure-B**) and dtd.14.10.2008 (**Annexure-C**).

2. It has been decided by the Government of Orissa to adopt the regulations and the modifications contained in the aforesaid Office Memoranda of the Government of India as applicable in case of the All India Services pensioners who retired from Government services prior to 1.1.2006 as specified in the following paragraphs:

3. In these orders:

i) The existing pensioner or existing family pensioner would include a pensioner / family pensioner who became entitled to pension / family pension w.e.f 1.1.2006 consequent on retirement / death of Government Servant on 31.12.2005.

ii) Similarly, existing pension or existing family pension would include a pension / family pension which became due w.e.f 1.1.2006 consequent on retirement / death of Government Servant on 31.12.2005.

4. The pension / family pension of existing pre-2006 pensioners / family pensioners will be consolidated w.e.f 1.1.2006 by adding together:-

- i. The existing pension / family pension.
- ii. Dearness Pension, where applicable.

- iii. Dearness Relief upto AICPI(IW) average index 536 (Base year 1982=100) i.e @24% of Basic Pension / Basic Family Pension plus dearness pension as admissible vide Government of India, Ministry of Personnel, Public Grievances and Pensions, Department of Pension and Pensioners' Welfare O.M.No. F.No.42/2/2006-P&PW(G) dated 5.4.2006.
- iv. Fitment weightage @40% of the existing pension / family pension.

Where the existing pension in (i) above includes the effect of merger of 50% of dearness relief w.e.f 1.4.2004, the existing pension for the purpose of fitment weightage will be recalculated after excluding the merged dearness relief of 50% from the pension.

The amount so arrived at will be regarded as consolidated pension / family pension w.e.f 1.1.2006.

5. The pension calculated at 50% of the minimum of pay in the pay band plus grade pay would be calculated (i) at the minimum of the pay in the pay band (irrespective of the pre-revised scale of pay) plus the grade pay corresponding to the pre-revised pay scale. For example, if a pensioner has retired in the pre-revised scale of pay of Rs.18400-22400/-, the corresponding pay band being Rs.37400-67000/- and the corresponding grade pay being Rs.10,000/- p.m, his minimum guaranteed pension would be 50% of Rs.37,400+ Rs.10,000/- (i.e Rs.23,700/-). A statement indicating the minimum pension corresponding to each of the pre-2006 scales of pay is enclosed at **Annexure-V**.

The pension will be reduced, pro-rata where the pensioner had less than the maximum required service for full pension as per Rule 49 of the CCS (Pension) Rules, 1972 as applicable on 1.1.2006 and in no case it will be less than Rs.3500/- per month.

In case the pension consolidated as per para-4.1 of O.M No.38/37/08-P&PW(A) dated 1.9.2008 is higher than the pension calculated in the manner indicated above, the same (higher consolidated pension) will be treated as Basic Pension.

The fixation of family pension will be subject to the provision that the revised family pension, in no case, shall be lower than thirty percent of the sum of the minimum of the pay in the pay band and the grade pay thereon corresponding to the pre-revised pay scale in which the pensioner/deceased Government had last worked. In case the family

pension consolidated as per 4.1 of O.M No.38-37/08-P&PW(A) dated 1.9.2008 is higher than the family pension calculated in the manner indicated above, the same (higher consolidated family pension) will be treated as Basic Family Pension.

6. Since the consolidated pension will be inclusive of commuted portion of pension, if any, the commuted portion will be deducted from the said amount while making monthly disbursements.

7. The upper ceiling on pension / family pension laid down in the Department of Pension and Pensioner's Welfare O.M.No. F.No.45/86/97-P&PW(A) (Part-I) dated 27.10.1997 has been increased from Rs.15000/- and Rs.9000/- to 50% and 30% respectively of the highest pay in the Government of India (The highest pay in the Government of India is Rs.90,000/- since 1.1.2006).

8. The quantum of pension / family pension available to old pensioners / family pensioners shall be increased as follows:

Age of pensioner / family pensioner	Additional quantum of pension
From 80 years to less than 85 years	20% of revised basis pension / family pension
From 85 years to less than 90 years	30% of revised basic pension / family pension
From 90 years to less than 95 years	40% of revised basic pension / family pension
From 95 years to less than 100 years	50% of revised basic pension / family pension
100 years or more	100% of revised basic pension / family pension

The amount of additional pension will be shown distinctly in the pension payment order. **For example**, in case where a pensioner is more than 80 years of age and his / her consolidated pension in terms of para 4 & 5 above is Rs.10,000/- p.m, the pension will be shown as (i) Basic Pension = Rs.10,000/- and (ii) Additional Pension = Rs.2,000/- p.m. The pension on his / her attaining the age of 85 years will be shown as (i) Basic Pension = Rs.10,000/- and (ii) Additional Pension = Rs.3,000/- p.m.

The additional quantum of pension / family pension on attaining the age of 80 years and above would be admissible from the 1st day of the month in which his date of birth falls. **For example**, if a Pensioner / Family Pensioner completes age of 80 years on any date in the month of August, 2008, he will be entitled to Additional Pension / Family Pension

w.e.f 1.8.2008. Those Pensioners / Family Pensioners whose date of birth is 1st August will also be eligible to Additional Pension / Family Pension w.e.f 1.8.2008 on attaining the age of 80 years and above.

Dearness Relief will also be admissible on the additional quantum of pension available to the old pensioners in accordance with the orders issued from time to time.

9. Since the consolidated pension / family pension arrived at as per paragraph 4 includes dearness relief upto average index level 536 (Base year 1982=100) dearness relief will be admissible thereon only beyond index average 536 (Base year 1982=100) in accordance with the revised scheme of dearness relief. The four installments of dearness relief sanctioned earlier from 1.7.2006, 1.1.2007, 1.7.2007 and 1.1.2008 in Department of Pension & Pensioners' Welfare OM No.42/2/2006-P&PW(G) dtd. 15.9.2006, OM No.42/2/2006-P&PW(G) dtd.23.3.2007, OM No.42/2/2006-P&PW(G) dtd.18.9.2007 and OM No.42/2/2006-P&PW(G) dtd.19.3.2008 respectively shall be adjusted against revised Dearness Relief becoming due on the consolidated pension / family pension.

10. Where the consolidated pension / family pension in terms of paragraph 3 works out to an amount less than Rs.3500/- the same shall be stepped up to Rs.3500/- which will be regarded as pension / family pension w.e.f 1.1.2006. In case the pensioners who are in receipt of more than one pension, the floor ceiling of Rs.3500/- p.m will apply to the total of all pensions taken together.

In case, a person is in receipt of pension as well as family pension, the floor ceiling of Rs.3,500/- will apply individually to such pension and family pension.

11. Where the disability pension under the CCS(EOP) Rules, is drawn in addition to invalid pension under the CCS(Pension) Rules, 1972, the minimum limit of Rs.3500/- will apply to total of two pensions as indicated in para 10. Where the disability pension is drawn in isolation, the minimum limit of Rs.3,500/- will apply for 100% disability. For lesser degree of disability the minimum limit will be proportionately less.

The element of disability pension and invalid pension may be treated as district pensions in terms of Department of Pension and P.W O.M No.45/86/87-P&PW(A) dated 7.8.2001. The invalid pension may continue to be regulated as per the CCS (Pension) Rules subject to certain minimum amount>(*certain minimum amount refers to the amount calculated as per the provisions of Rule 49(2)(c) of CCS (Pension) Rules 1972) and the extraordinary disability pension may

continue to be treated as a separate element and this should be fixed as per the degree of disability. This will be subject to the further condition that the amount of disability pension and invalid pension should in no case exceed the last pay drawn. These instructions would continue to apply in the context of revised minimum pension of Rs.3500/- per month.

12. The employed / re-employed pensioners / family pensioners are not getting dearness relief on pension at present under the extant orders. In their case the notional dearness relief which would have been admissible to them but for their employment / reemployment will be taken into account for consolidation of their pension in terms of para 3 above as if they were drawing the dearness relief. Their pay will be re-fixed w.e.f 1.1.2006 with reference to consolidated pension becoming admissible to them. Dearness relief beyond 1.1.2006 will, however, not be admissible to them during the period of employment / re-employment.

Instructions were issued vide Deptt. of Pension & Pensioners' Welfare OM No.45/73/97-P&PW(G) dated 2.7.1999 for regulation of dearness relief when pay on re-employment is fixed at the minimum ignoring the full pension and also for regulation of dearness relief of employed family pensioners. These instructions would continue to apply in the context of revised pension on implementation of the recommendations of the Sixth Central Pay Commission.

13. The consolidated pension / family pension as worked out in accordance with provisions of para 4 above shall be treated as final "Basic Pension" w.e.f 1.1.2006 and shall qualify for grant of Dearness Relief sanctioned thereafter.

14. **Revision of Pension**

It shall be the responsibility of the pension disbursing authority whether the Treasury Officer or the Public Sector Banks, to revise the pension of the Pre-2006 AIS Pensioners w.e.f 1.1.2006 as per the instructions contained in Government of India O.M dated 1.9.2008 (Annexure-A) read with O.M dated 3.10.2008 (Annexure-B) and O.M dated 14.10.2008 (Annexure-C) without making any reference to Accountant General or Pension Sanctioning Authority.

A revised concordance table of Pre-1996, Pre-2006 and Post-2006 pay scales / pay bands (**Annexure-I**), a table of revised pension based on revised pay bands and Grade Pay as per 6th Central Pay Commission (**Annexure-III**) and some illustrations (**Annexure-II**) are enclosed to facilitate payment of revised pension/family pension in terms of para 4 of this O.M. A table indicating the existing basic pension / family

pension with Dearness Pension and the revised consolidated pension/family pension is enclosed for ready reference (**Annexure-IV**).

15. Drawal of Arrear Pension

40% of the arrears of pension will be paid in the year 2008-09 and the remaining 60% in the year 2009-10. The Treasury Officer / Public Sector Bank as the case may be, shall draw and disburse 40% of the arrear dues by 31.3.2009.

16. Interpretation and removal of Anomalies

If any question arises relating to interpretation of any regulation contained in this O.M, removal of anomalies, omission of difficulties etc. all such matters shall be referred to the General Administration Department.

This issues with the concurrence the Finance Deptt. vide their UOR No.1437PSF dtd. 8.4.2009.


(B. B. Mohapatra)
Additional Secretary

Memo No. 10052/AIS-1

Dated: 11-05-2009.

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Additional Secretary