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

RBA No.31/2009

No.2008/AC-II/21/19 **New Delhi, Dated: 29.05.2009.**

The GMs/FA&CAOs,
All Indian Railways/ Production Units.
(As per mailing list)

Subject: Additional Relief on death/disability of Government servants covered by the New Defined Contribution Pension System (NPS).

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A copy of Department of Pension and Pensioners' Welfare (DOP&PW)'s O.M. No. 38/41/06/P&PW(A) dated 5th May,2009 on the above subject is enclosed for information and compliance. These instructions shall apply mutatis mutandis on the Railways also.

2. Central Civil Services (Pension) Rules, 1972 and Central Civil Services (Extraordinary Pension) Rules, referred to in the enclosed O.M., correspond to Railway Services (Pension) Rules,1993 and Railway Services (Extraordinary Pension) Rules,1993. Ministry of Finance (Department of Economic Affairs)'s O.M. No. 5/7/2003-ECB & PR dated 22.12.2003 was circulated on the Railways vide Board's letter No. F(E)III/2003/PN1/24 dated 31.12.2003. Rules 38, 49, 50 and 54 of CCS(Pension)Rules, 1972, referred to in the enclosed O.M., correspond to Rules 55, 69, 70 and 75 of Railway Services(Pension) Rules,1993.

3. Accordingly a proposal for introduction of new accounts heads under Abstract O- has been sent to Controller General of Accounts/ Ministry of Finance. Since it may take some time, the expenditure on the above may temporarily be booked under Abstract N- Suspense, under the following new sub/ detailed heads introduced vide ACS no. 101, enclosed herewith:

Sub head	130- Provisional payments under NPS
Detailed Head	131- Provisional Superannuation and Retiring Pension
	132- Provisional Invalid pension
	133- Provisional Disability Pension
	134- Provisional Extra ordinary Family pension
	135- Provisional Retirement Gratuity
	136- Provisional Death Gratuity

The amount booked there under would be accounted for under the relevant accounts heads after the same are notified. Necessary budget requirement may be projected accordingly.

Kindly acknowledge receipt and ensure compliance.

DA: As above

(M.K.Singh) 27.5.09
Director Finance Accounts
Railway Board

No. 38/41/06/P&PW(A)
Government of India
Ministry of Personnel Public Grievances and Pensions
Department of Pension and Pensioners Welfare
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Lok Nayak Bhawan,
Khan Market, New Delhi-110 003
Dated 5th May, 2009

OFFICE MEMORANDUM

Sub: Additional Relief on death/disability of Government servants covered by the new Defined Contribution Pension System (NPS)

The undersigned is directed to say that the pension of the Government servants appointed on or after 1.1.2004 is regulated by the new Defined Contribution Pension System (known as New Pension Scheme), notified by the Ministry of Finance (Department of Economic Affairs) vide their O.M. No. 5/7/2003-ECB 2 PR dated 22.12.2003.

2. On introduction of the New Pension Scheme, among others, the Central Civil Services (Pension) Rules, 1972 and the Central Civil Services (Extraordinary Pension) Rules were amended on 30.12.2003. Under the amended Rules, the benefits of Invalid Pension/Disability Pension and Family Pension/Extraordinary Family Pension/Liberalized Pensionary Award relief are not available to the Government servants appointed on or after 1.1.2004.

3. Ministry of Finance (Department of Economic Affairs) has subsequently clarified that the New Pension Scheme is a replacement for only pension under normal circumstances and family pension in case of death of employees after retirement.

4. A High Level Task Force (HLTF) constituted by the Government has recommended certain additional benefits that can be provided on death or discharge on invalidation/disability of a Government servant covered by the New Pension Scheme. It is likely to take some time before the Rules regulating these benefits under the New Pension System are put in place.

5. Meanwhile, considering the hardships being faced by the employees appointed on or after 1.1.2004 who are discharged on invalidation/disablement and by the families of such employees who have died during service since 1.1.2004, the President is pleased to extend the following benefits to Central Civil Government Servants covered by the New Pension Scheme, **on provisional basis** till further orders:

(I) Retirement from Government service on invalidation not attributable to Government duty:

(i) Invalid Pension calculated in terms of Rule 38 and Rule 49 of the Central Civil Services (Pension) Rules, 1972.
(ii) Retirement gratuity calculated in terms of Rule 50 of the Central Civil Services (Pension) Rules, 1972.

(II) Death in service not attributable to Government duty :

(i) Family Pension (including enhanced family pension) computed in terms of Rule 54 of the Central Civil Services (Pension) Rules, 1972.
(ii) Death gratuity computed in terms of Rule 50 of the Central Civil Services (Pension) Rules, 1972.

(III) Discharge from Government service due to disease/injury attributable to Government duty

(i) Disability Pension computed in terms of the Central Civil Services (Extraordinary Pension) Rules.
(ii) Retirement gratuity computed in terms of the Central Civil Services (Extraordinary Pension) Rules read with Rule 50 of the Central Civil Services (Pension) Rules, 1972.

(IV) Death in service attributable to Government duty:

(i) Extraordinary Family Pension computed in terms of Central Civil Services (Extraordinary Pension) Rules and Scheme for Liberalised Pensioary Awards.
(ii) Death gratuity computed in terms of Rule 50 of the Central Civil Services (Pension) Rules, 1972.

The employee/ his family will also be paid Dearness Pension/Dearness Relief admissible from time to time in addition to the above benefits, **on provisional basis.**

6. The above provisional payments will be adjusted against the payments to be made in accordance with the Rules framed on the recommendations of the HLTF and recoveries, if any, will be made from the future payments to be made on the basis of those rules.

7. The recommendations of the HLTF envisage payment of various benefits on death/discharge of a Government employee after adjustment of the monthly-annuitised pension from the accumulated funds in the NPS Account of the employee. Therefore, no payment of monthly-annuitised pension will be made to the employee/family of the employee during the period he/she is in receipt of the provisional benefits mentioned in para 5 above.

8. In cases where, on discharge/death of the employee, the amount of accumulated funds in the NPS Account have been paid to the employee/family of the employee, the amount of monthly-annuitised pension from the date of discharge/death will be worked out in accordance with the rules/regulations to be notified by the Department of Financial Services/PFRDA and the same will be adjusted against the payment of benefits/relief after the notified rules in this respect are in place.

9. These instructions will be applicable to those Government servants who joined Government service on or after 1.1.2004 and will take effect from the same date i.e. 1.1.2004.

10. This Order issues with the concurrence of Ministry of Finance (Department of Expenditure) vide their U.O. No. 127/EV/2009 dated 13.4.2009.

(M.P. Singh)
Director

1. All Ministries/ Departments of Government of India
2. As per standard mailing list

Advance Correction Slip no. 101 to Indian Railway Financial Code, Volume II, 1996 Edition

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Please introduce following new accounts heads under Minor head 100-Miscellaneous Advance Revenue of Abstract N-Suspense, with immediate effect:

Sub head	130- Provisional payments under NPS
Detailed Head	131- Provisional Superannuation and Retiring Pension
	132- Provisional Invalid pension
	133- Provisional Disability Pension
	134- Provisional Extra ordinary Family pension
	135- Provisional Retirement Gratuity
	136- Provisional Death Gratuity

(Authority: Board's letter No.2008/AC-II/21/19 dated 5.09)