भारत सरकार **Government of India**
रेल मंत्रालय **Ministry of Railways**
(रेलवे बोर्ड) **(Railway Board)**

No. 2009/CE-I/CT/14/Main **New Delhi, dated 01.04.2019**

As per list attached

Sub: Fee and Emoluments to Retired Railway Officer(s) Working as Arbitrator(s)-reg.

Ref: (i) Board's letter No. 95/CE-I/CT/24 dated 14.11.1996
(ii) Board's letter No. 95/CE-I/CT/24 dated 12.01.2004
(iii) Board's letter No. 20 09/CE-I/CT/14 dated 24.06.2009
(iv) Board's letter No. 2015/CE-I/CT/ARB/18 dated 11.11.2016
(v) Board's letter No. 2009/CE-I/CT/14/Main dated 17.01.2018
(vi) Board's letter No. 2009/CE-I/CT/14/Main dated 16.05.2018

The instructions on fee and emoluments to Retired Railway Officers working as Arbitrator were issued from Board's office time to time through ref (i) to (vi) above. Further, it has been decided by Board (ME, FC) that arbitrators shall be entitled to a few other allowances also as mentioned in para 2 below.

To summarize, now, retired railway officer working as an Arbitrator shall be entitled for the following:

1. Retired Railway Officer while working as an Arbitrator will be entitled for a fee not exceeding 1% of the total claims, including the counter claims subject to minimum of Rs. 40,000/- per case per arbitrator and maximum of Rs. 1,50,000/- per case per arbitrator. In cases, when award is made within six months from the date the arbitration tribunal enters into reference, Arbitrator will be entitled for a fee equal to 1.5% of the total claims, including the counter claims subject to minimum of Rs. 40,000/- per case per arbitrator and maximum of Rs. 2,25,000/- per case per arbitrator. ***[ref. (vi)]***

Sole Arbitrator shall be entitled for 25% extra fee over the fee prescribed above. ***[ref. (iv)]***

2. (i) Conveyance Allowance: Arbitrator shall be paid conveyance charges towards their local conveyance within the city, where arbitration meeting has been fixed. It shall be paid @ Rs. 1500/- per day for the days of arbitration meetings only.

(ii) Daily Allowance: Arbitrator shall be paid a daily allowance @ Rs. 1200/- per day for the days of arbitration meetings. However, when Arbitrator undertakes any site visit for inspection etc., Arbitrator shall be entitled for normal TA/DA as per their position prior to retirement. Further, in case after holding the arbitration meeting, Arbitrator proceeds for site visit on the same day or vice-versa, he shall be entitled for daily allowance @ Rs. 1200/- per day only and no other TA/DA for site visit for that day shall be payable.

(iii) Refreshment Allowance: The presiding Arbitrator shall be paid refreshment allowance @ Rs. 200/- per meeting day.

(iv) Miscellaneous Expenses: The Retired Railway officer working as presiding Arbitrator shall be paid Rs. 1000/- per case for expenditure incurred on fax, stamp paper, postage etc.

अनिल कुमार
01/4/19

3. For arbitration proceedings by arbitration tribunal consisting of retired arbitrators, necessary stenographic assistance, including stationary shall also be provided by the Railway. If the arbitrator brings his own Steno, he/she shall be paid an honorarium @ Rs. 1000/- per hearing. ***[ref. (v)]***

Note for 1 to 3:

i. All the payments mentioned above shall be borne equally by both the parties i.e. the claimant and the respondent. ***[ref. (ii)]***

ii. All the payments except arbitration fee shall be paid as and when asked by the arbitrator.

iii. The payment of arbitration fee can be made only after the arbitration award is published by the arbitration tribunal. However, Railway shall ensure payment of arbitration fee to arbitrator within 30 days of submission of arbitration award. ***[ref. (vi)]***

4. In case the serving Railway Officer working as Arbitrator is retired during the arbitration proceedings, he can continue to work as Arbitrator in such ongoing arbitration cases after his retirement. However, he shall be paid arbitration fee as per the rate of honorarium payable to serving railway officers. ***[ref. (v)]***

5. The Arbitrator shall also be entitled to officer's rest house when visiting outstation on duty. The Railway shall provide the class of 'Railway Pass' for which the Officer was entitled 'on duty' before retirement. ***[ref. (i)]***

6. For arbitration proceedings, Railway shall make available necessary accommodation along with furniture for holding arbitration meetings. ***[ref. (i)]***

7. The items except item 2 & note (ii) above shall be applicable as per instructions available in concerned reference. However, Allowances mentioned in Item 2 above & provisions of note (ii) above shall be applicable for all ongoing arbitration cases and future cases of arbitration.

8. The fee and emoluments of arbitrators shall be reviewed after every three years.

9. This issues with the concurrence of Finance Directorate of the Ministry of Railways.

Please acknowledge the receipt.

(अनिल कुमार)
निदेशक/सिविल इंजीनियरिंग(जी)/रेलवे बोर्ड
[Phone : 011-23047598; Rly no. 47598]

No. 2007/CE-I/CT/18/Pt.-I (Vol.II) **New Delhi, dated 01.04.2019**

Copy forwarded for information to:

(i) PFAs, All Indian Railways.
(ii) Dy. Comptroller and Auditor General of India (Railways), Room No. 224, Rail Bhawan, New Delhi.

For Financial Commissioner/Railways

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10. MD, RITES Ltd, RITES Bhawan Plot No-1, Sector-29, Gurgaon
11. MD, RLDA, Near Safdarjung Railway Station, Moti Bagh, Phase-I, New Delhi-21
12. MD, MRVC Ltd, Churchgate Station Building, Mumbai-20
13. CMD, Rail Tel Corporation of India Lt. Plot No. 143, Institutional Area, Sector-44, Gurgaon- 122003
14. MD, CONCOR, C-3, Mathura Road, Opposite Apollo Hospital, New Delhi - 110 076

(B)

1. Director General, RDSO, Manak Nagar, Lucknow.
2. Director General, Railway Staff College, Vadodara
3. Director, IRICEN, Rail Path, Pune – 411 001 (Maharashtra).

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