भारत सरकार **GOVERNMENT OF INDIA**
रेल मंत्रालय **MINISTRY OF RAILWAYS**
(रेलवे बोर्ड) **(RAILWAY BOARD)**

No. 2018/E(O)II/41/7

Rail Bhavan, New Delhi,
Dated 10 /08/2018.

The CMDs/MDs,
All Railway PSUs & NHSRCL.
MD, CRIS, New Delhi.
The Vice Chairman, RLDA, New Delhi.

Sub: Tenure of deputation of Railway officers in Railway PSUs & Autonomous bodies and other organisations.

There are clear instructions of Department of Personnel & Training (DOPT) and this Ministry against retention/overstay of officers beyond their sanctioned deputation tenures. These *inter alia* provide that:-

- Deputationist officer would be deemed to have been relieved on the date of expiry of deputation period, unless the competent authority has extended the period of deputation, in writing, prior to the date of its expiry. *(Authority: DOPT's O.M. No.AB.14017/30/2006-Estt. (RR) dated 29.11.06).*

- In the event of the officer overstaying for any reason whatsoever, he is liable to disciplinary action and other adverse Civil/ Service consequences which would include that the period of unauthorized overstay shall not count against service for the purpose of pension and that any increment due during the period of unauthorized overstay shall be deferred, with cumulative effect, till the date on which the officer rejoins his parent cadre. *(Authority: DOPT's O.M. No.6/8/2009-Estt. (Pay-II) dated 1.3.11).*

2. The need to report back to parent cadre on completion of tenure is brought out in the terms & conditions of deputation and also reminders are sent to the PSUs on individual cases of overstay. Board in their letter to PSUs dated 16.2.18 has reiterated that the borrowing organizations should, in no case, retain an officer beyond the term of deputation sanctioned by the competent authority. It has been advised to process repatriation of those officers who have already completed the sanctioned tenure of five years and in whose case no further extension has been approved by the Ministry.

3. Despite the above, there are a number of officers who are continuing in the PSUs beyond the approved tenure. Many a time, the organisations do not spare the officers upon completion of their sanctioned tenures. Besides, the extension proposals are also forwarded very late sometimes, even after completion of tenure of deputation. This has been viewed very seriously by the Hon'ble MR & MOS.

....2

4. Recently, in line with the instructions dated 26.6.2018 issued by Department of Personnel & Training (DOP&T), all the PSUs have been advised to provide for an initial deputation tenure of five years in the relevant Recruitment Rules by suitably amending the RRs wherever necessary. Thus, the initial tenure of deputation of five years will also help the organisations plan the requirement of officers on deputation for their projects requiring longer gestation period as well as seek replacements in time.

5. In view of the above, CMD/MD/VC of the Railway PSUs/Autonomous Bodies are advised to personally monitor the tenure of deputationists so that there are no instances of overstay while on deputation. If the officer does not return to the Railways within 60 days of completion of his/her approved tenure of deputation, the officer shall be deemed to have resigned from service. It may also be ensured that proposals seeking extension in tenure of deputation of officers beyond the initial tenure meeting the criteria of exceptional/extra-ordinary situations impinging on public interest are forwarded to Ministry of Railways six months before the expiry of sanctioned tenure of deputation.

6. Receipt of this letter may please be acknowledged.

(K. Gangadharan)
Director (Deputation)
Railway Board

Copy to:

1. PSs to MR, MOS(S), MOS(G), OSD/MR, EDPGs to MR, MOS(G), MOS(S).
2. PSOs/PPSs to CRB, FC, MT, ME, MRS, MTR, MS, DG/Pers., DG/S&T, DG/RS, DG/RHS, DG/RPF & Secretary, Railway Board.
3. EDE(N), EDF(E), EDCC, JS(G), JS(D), F(E)-II, E(O)III, E(NG)-I, ERB-1 Branches, RB.