

GOVERNMENT OF KERALA

Finance Department

CIRCULAR MEMORANDUM

NO. 18/67/Fin.

Dated, Trivandrum, 9th February 1967.

Sub: Clarification in respect of the grant of family pension etc.

With a view to enabling the sanctioning authorities to determine readily the persons eligible for payment in respect of family pension under the existing rules in Kerala Service Rules/Liberalised Family, Pension Scheme, 1964 as also arrears of pension, Government are pleased to clarify the position as under:

(1) Under Kerala Service Rules "Family" shall include the following relatives of the officer:

1. Wife in the case of a male Officer;
2. Husband in the case of a female officer
3. Sons;
4. Unmarried and widowed daughters;
5. Brothers below the age of 18 years and unmarried or widowed sisters (Including step-brothers and step-sisters);
6. Father; and
7. Mother.

The Officer can nominate one of the family members for the purpose of drawal of family pension. If there is no nomination, family pension is admissible to a member of the family in the order of preference mentioned in rule 92 Part III, Kerala Service Rules.

(ii) 'Family' for purposes of Liberalised Family Pension Scheme 1964 will include the following relatives of the Officer:-

1. Wife in the case of a male officer;
2. Husband in the case of a female officer;
3. Minor Sons; and
4. Unmarried minor daughters.

It will be seen that family consists of three categories (1) Wife/Husband, (2) Minor sons and (3) Unmarried minor daughters. The first category will exclude the other two and the second category will exclude the third. In other words, if wife/husband is alive children will not be eligible for family pension. If minor sons are alive, unmarried minor daughters will not be eligible for family pension. In the case of minor sons payment will be made to the eldest. On his attaining majority the next minor son will be eligible for it. The eligibility of unmarried minor daughters for family pension will start only after the eligibility of the minor sons has been exhausted. Similarly among unmarried minor daughters the eldest will be eligible for Family pension

and on her ceasing to be eligible, family pension will become payable to the next minor daughter.

(iii) Arrears of Pension (including arrears of family pensions) will be paid to the legal heirs of the deceased pensioner (vide rule 149 Part III, Kerala Service Rules. In view of the specific provision of the Pensions Act 1871 which prohibits assignment of pensions, nomination for receiving arrears of pension in the event of death of a pensioner is not possible and if made, would be null and void.

K.A. SREEDHARA MENON.

Joint Secretary.

To

The Controller of Accounts, Kerala, Trivandrum.
All Heads of Departments and Offices.
The Registrar of High Court Ernakulam (with C.L.)
The Registrar, University of Kerala (with C.L.)
The Secretary, Public Service Commission, Trivandrum.
The Secretary to Governor.
The Private Secretary to the Adviser.
All Departments of the Secretariat.
The Personal Clerk to Chief Secretary.
The Secretaries, Additional Secretaries, Joint Secretaries, Deputy Secretaries and
Assistant Secretaries to Government.
The Stenographer to the Chief Secretary.