

GOVERNMENT OF KERALA

Abstract

KERALA PUBLIC SERVICE COMMISSION (COMPOSITION AND CONDITIONS OF SERVICE OF MEMBERS AND STAFF) REGULATIONS 1957- AMENDMENT ISSUED

GENERAL ADMINISTRATION (SERVICE -D) DEPARTMENT

G.O. (Ms) No. 225/81/GAD.

Dated, Trivandrum, 10th July 1981.

NOTIFICATION

S.R.O. NO. 942/81:- In exercise of the powers conferred by article 318 of the Constitution of India, the Governor of Kerala hereby makes the following regulations further to amend the Kerala Public Service Commission and conditions of Service of Members and Staff) Regulations, 1957, namely:-

Regulations

1. (1) These regulations may be called the Kerala Public Service Commission (Composition and conditions of Service of Members and Staff) Amendment Regulations, 1981.
2. They shall be deemed to have come into force with effect from the 15th March, 1979.
3. In the Kerala Public Service Commission (Composition and Conditions of Service of Members and Staff) Regulations, 1957.

(1) In regulation 4 for sub-clause (ii) of clause (2) the following sub-clause shall be substituted, namely:-

“(ii) If a person referred to in sub clause (i) is appointed as the Chairman or other Member of the Commission after his retirement from service, he shall be eligible only for the salary mentioned in clause (i) above inclusive of his pension including commuted value of pension and pension equivalent of other retirement benefit, if any, as defined in the rules under which it is granted to him:

Provided that in the case of retired military personnel all categories the pay other wise admissible to them as Member or Chairman of the Kerala Public Service Commission shall be reduced as below:-

Rate of Military Pension	Amount of reduction in the salary
	-----(a)
Pension not exceeding Rs. 125	Nil.
(b) Pension exceeding Rs. 125 but not exceeding Rs. 187.50 per month	Amount in excess of Rs. 125 of the Military Pension
© Pension exceeding Rs. 187.50 Per month-	33 1/3% of Military Pension

(2) for regulation 7a the following regulation shall be substituted namely:-

“7 (1) The Chairman or other Member of the Commission who on the date of his entering on duties as such, was in the service of the Government of Kerala, shall count his service as Chairman/member for pension under the rules applicable to the Service to which he belonged immediately before such appointment. Except as provided in clause (2) below, he shall be entitled to get this retirement benefits only when he finally quits his office in the Commission.

(2) The Chairman or other Member of the Commission, who on the date of his entering on duties as such was in the service of the Government of Kerala, shall, at his option to be exercised within a period of six months from the date of his appointment as Chairman/Member as the

case may be, be entitled to draw his pension and other retirement benefits under the rules applicable to the service to which he belonged:

Provided that in such an event his salary as Chairman or other Member, as the case may be, shall be reduced by an amount equivalent to the pension (including the commuted value of the pension and pension equivalent of other retirement benefits) and he shall be entitled to draw his pension and other retirement benefits, separately:

Provided further that incases where the Chairman or other Member of the Commission, as the case may be opts not to draw the pension and other retirement benefits on his appointment as Chairman or Member shall be entitled of gratuity at the rate of one month's salary for every completed year of service in the commission. In such case he shall be entitled to get his retirement benefits only when he finally quits his office in the Commission.

(3) The Chairman or other Member of the Commission who on the date of his entering on duties as such was in the service of the Government of India or the Government of any State other than the State of Kerala shall from the date of his appointment, be entitled to draw his pension under the rules applicable to the service to which he belonged, with effect form the date of his appointment as Chairman or other Member:

Provided that his salary as Chairman or other Member as the case may be shall be reduced by the amount equivalent to the pension (including commuted value of pension and the pension equivalent of other retirement benefits) and he shall be entitled to draw his pension and other retirement benefits separately.

(4) The Chairman or other Member of the Commission, who on the date of entering on his duties as such, was in the service of the Government of India /GAD dated r the GOVERNMENT OF ANY State other than the State Kerala, shall, at his option to be exercised within a period of three months from the date of his appointment as Chairman/Member of the Commission not draw the pension, be entitled to count his service as Chairman or Member for pension and his pension shall be revised as per the rules applicable to the service to which he belonged immediately before such appointment with the concurrence of the Government concerned and the difference between the original pension and the revised pension shall be borne by the State Government. He shall be entitled to get gratuity at the rate of one month's salary for every completed year of service in the Commission> In such cases he shall be entitled to get his retirement benefits only when he finally quits his office in the Commission.

By Order of the Governor,
C.K.K. PANICKER
Special Secretary.

Explanatory Note

(This nit is not a part of the notification, but is intended to indicate its general purport.)

Commodore M.C.Cyriac, Director of N.C.C. Kerala and Lakshadeep was appointed as a Member of Kerala Public Service Commission as per G.O. M.a. 163/79/GAD dated 9.3.1979. He has requested that he may be permitted to draw the Military pension for which he is eligible ie. Retiring of Rs. 10040 per month, with effect from 1.73.1979 and the relief at the rate of Rs. 100 per month. Government of India had permitted him to take up the appointment with effect from 1.7.1979.

