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No. F.1/23/80-Estt (Pay-I)
Government of India/Bharat Sarkar
Ministry of Home Affairs/Grih Mantralaya
Department of Personnel & Administrative Reforms
(Karmik aur Prashasnik Sadhan Vibhag)

New Delhi, the

August, 1981

OFFICE MEMORANDUM

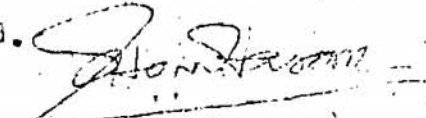
Subject: - Restriction of officiating pay under FR 35 -
clarification regarding.

The undersigned is directed to refer to Fundamental Rule 35 which provides that the Central Government may fix the pay of an officiating Government servant at an amount less than that admissible under the normal rules. Under the existing orders the aforesaid provisions of FR 35 operate only in respect of appointments by transfer on deputation. Recently, a question was raised as to whether the said provisions of FR 35 would also apply to cases of promotion within the cadre.

2. The matter has been considered. It has been decided that the restrictions of officiating pay under FR 35 should not be invoked in respect of regular cadre promotions where the employee becomes due for promotion, falls within the zone of consideration and fulfills all the qualifications prescribed for promotion.

3. In so far as the persons in the I. A. & A.D. are concerned these orders issue in consultation with the Office of the Comptroller and Auditor General of India.

4. Hindi version is enclosed.


(S. Hariharan)

Under Secretary to the Govt. of India

To

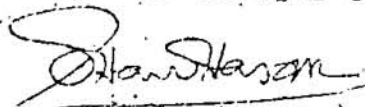
All Ministries/Departments of the Govt. of India as per standard list.

No. F.1/23/80-Estt. (Pay-I) New Delhi, the August, 1981

Copy with usual spare copies as per standard endorsement also forwarded to :-

1. Comptroller and Auditor General of India, New Delhi w.r. to their U.O.No.450-A/91-80 dated 22.6.1981.
2. Union Public Service Commission, New Delhi.
3. Election Commission, New Delhi.
4. Rajya Sabha Secretariat, New Delhi.

5. Lok Sabha Secretariat, New Delhi.
6. Supreme Court of India, New Delhi.
7. All State Governments and Union Territory Administrations
8. Central Vigilance Commission, New Delhi.
9. Commissioner for Scheduled Castes and Scheduled Tribes, New Delhi.
10. Ministry of Finance, Defence Division.
11. Ministry of Railways (Railway Board), New Delhi.
12. Secretary, Staff Side, National Council, 209, Ashoka Road, New Delhi.
13. All Members of the Staff Side of the National Council, JCM.
14. Indian Red Cross Society, 1, Red Cross Road, New Delhi.
15. All India Services Division, Deptt. of Personnel & A.R.
16. All Integrated Financial Advisers of Administrative Ministries,
17. All Officers/Branches in the Department of Personnel & A.R.
18. Controller General of Accounts, Ministry of Finance.
19. Controller General of Defence Accounts, New Delhi.
20. All Controller of Accounts/Pay & Accounts Offices of all Ministries/Departments.



(S. Hariharan)
Under Secretary to the Govt. of India