

**പതിനാലാം കേരള നിയമസഭ**  
**പതിനാറാം സമ്മേളനം**

നക്ഷത്രചിഹ്നമിടാത്ത നിയമസഭാ ചോദ്യം നം. 5394

18.11.2019 ന് മറുപടിക്ക്

**പേഴ്സണൽ സ്റ്റാഫിൽ ജോലി ചെയ്തവരുടെ പെൻഷൻ വർദ്ധിപ്പിക്കാൻ നടപടി**

| <u>ചോദ്യം</u>        |                                                                                                                                                                                   | <u>ഉത്തരം</u>                          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
|----------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>ശ്രീ.എം.ഉമ്മർ</b> |                                                                                                                                                                                   | <b>പിണറായി വിജയൻ</b><br>(മുഖ്യമന്ത്രി) |                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| എ)                   | മന്ത്രിമാരുടെ പേഴ്സണൽ സ്റ്റാഫിൽ ജോലി ചെയ്തവരുടെ പെൻഷൻ വർദ്ധിപ്പിക്കുന്ന എന്തെങ്കിലും നടപടികൾ പരിഗണനയിലുണ്ടോ, എങ്കിൽ എത്രയാണ് വർദ്ധിപ്പിക്കാൻ ഉദ്ദേശിക്കുന്നതെന്ന് വ്യക്തമാക്കുമോ, | എ)                                     | പരിഗണനയിലില്ല                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| ബി)                  | പേഴ്സണൽ സ്റ്റാഫിൽ ജോലി ചെയ്തവരുടെ പെൻഷൻ കണക്കാക്കുന്ന രീതി വ്യക്തമാക്കുമോ, ഏത് ഫോർമുലയാണ് അടിസ്ഥാനപ്പെടുത്തിയിരിക്കുന്നതെന്ന്, വിശദമാക്കുമോ,                                      | ബി)                                    | 01.04.1982 നോ അതിന് ശേഷമോ ബഹു.മന്ത്രിമാർ, പ്രതിപക്ഷനേതാവ്, ഗവൺമെന്റ് ചീഫ് വിപ് എന്നിവരുടെ പേഴ്സണൽ സ്റ്റാഫിൽ നേരിട്ട് നിയമിതരായി മിനിമം മൂന്ന് വർഷം യോഗ്യ സേവനമുള്ളവർക്കാണ് പെൻഷന് അർഹതയുള്ളത്. പരമാവധി പെൻഷനുള്ള യോഗ്യസേവനകാലം 30 വർഷമായി നിജപ്പെടുത്തിയിട്ടുണ്ട്. താഴെപ്പറയുന്ന ഫോർമുലയുടെ അടിസ്ഥാനത്തിലാണ് പെൻഷൻ കണക്കാക്കുന്നത്<br>$\text{Pension} = \text{Average emoluments} \times \frac{1}{2} \times \frac{N}{30}$ (N= the number of years of qualifying service) |
| സി)                  | പേഴ്സണൽ സ്റ്റാഫിനെ സംബന്ധിച്ച നിയമങ്ങളും ചട്ടങ്ങളും സേവനവ്യവസ്ഥകളും വ്യക്തമാക്കുമോ, വിശദാംശം നൽകുമോ?                                                                              | സി)                                    | ബഹു.മന്ത്രിമാർ, പ്രതിപക്ഷനേതാവ്, ഗവൺമെന്റ് ചീഫ് വിപ് എന്നിവരുടെ പേഴ്സണൽ സ്റ്റാഫിനെ സംബന്ധിച്ച വിശേഷാൽ ചട്ടങ്ങളും അവയുടെ ഭേദഗതികളുടെയും പകർപ്പ് അനുബന്ധമായി ചേർത്തിരിക്കുന്നു.                                                                                                                                                                                                                                                                                            |

  
**സെക്ഷൻ ഓഫീസർ**

GOVERNMENT OF KERALA  
Abstract

Public Service - Personal Staff of the Ministers - Conditions  
of service and pay - Special Rules - Issued.

PUBLIC DEPARTMENT (RULES)

G.O. (Ms.) No. 343

Dated, Thiruvananthapuram, 3-3-1959.

ORDER

The following notification will be published in the  
Kerala Gazette.

NOTIFICATION

In exercise of the powers conferred by the proviso  
to Article 309 of the Constitution of India, the Governor  
of Kerala hereby makes the following Special Rules, namely:-

RULES

1. The personal Staff specified below employed under  
Ministers \*(or the Leader of the Opposition) shall constitute  
distinct categories in the Kerala Secretariat Service or in  
the Kerala Secretariat Subordinate Service, or in the Kerala  
Last Grade Service as the case may be.

1. Private Secretary/Additional Private Secretary
2. Assistant Private Secretary
3. Personal Assistant/Additional Personal Assistant
4. Special Personal Assistant
5. Superintendent/Section Officer
6. Personal Clerk
7. Clerk/Assistant
8. Special Assistant
9. Stenographer.
10. Typist
11. Chauffeur
12. Attender
13. Duffedar/Head Peon/Peon
14. Cook
15. Gardener
16. Sweeper
17. Watchman/Watcher/Waiter
18. Lascar
19. Sweeper-cum-Scavenger
20. Night Watcher"

G.O. (Ms.) No. 374/77/GAD  
dated 3-11-1977.

G.O. (P) 158/76/  
PD dt. 20-5-1976

2. Application of General Rules and Orders: The General  
Rules and Orders applicable to holders of posts in the Kerala  
Secretariat Service or the Kerala Secretariat Subordinate Service or  
the Kerala Last Grade Service shall not apply to the posts  
specified in rule 1 except to the extent specified in these  
rules.

3. Appointing Authority: The appointing authority in case of non-gazetted officers shall be the Joint Secretary/ Deputy Secretary to Government, Public Department and in the case of gazetted Officers the Government.

Provided that the selection of candidates for appointment to the posts shall be made by the Minister concerned \*(or the Leader of the Opposition as the case may be).

Rules 1 and 2 hereby substituted shall be deemed to have come into force with effect from the 17th April, 1972.

4. Appointment: Appointments to the posts shall ordinarily be made from among full members or approved probationers in the Kerala Secretariat Service or the Kerala Secretariat Subordinate Service

Provided that, in special cases, appointments to the posts may be made by recruitment by transfer from any other service or by direct recruitment including recruitment from the service of a local authority.

5. Probation and Increment: A person recruited from Government Service or from the service under a local authority and appointed to any of the posts mentioned in Rule 1 shall count his service as such towards his probation and increment in the post in the Government service or in the service of the local authority, as the case may be, which he held immediately before his appointment to the personal staff or in any other post in such service in which he would have acted, to the extent he would have acted in such post but for his appointment to any of the posts mentioned in Rule 1.

A person not already in Government service appointed to any post in the personal staff of Ministers \*(or the Leader of the Opposition) shall not be regarded as a probationer in the Kerala Secretariat Service or the Kerala Secretariat Subordinate Service or in any other service and his appointment as such shall not confer on him any claim for future appointment to any of the services under the State Government. He may, however, be granted increment in the scale in which he is appointed unless it is withheld.

@(5A. The persons appointed by direct recruitment to the personal staff of Ministers or the Leader of the Opposition shall be governed by the leave rules in Appendix VIII of the Kerala Service Rules)

6. Tenure of appointment of direct recruits: The service of persons recruited directly shall terminate when the Minister \*(or the Leader of the Opposition as the case may be) concerned vacates office.

Provided that the services of such persons may also be terminated at any time by the Minister \*(or the Leader of the Opposition as the case may be) concerned.

\*Inserted by G.O. (Ms.) No. 138/79/G.N dated 2.2.1979

G.O.(F)201/72/PD  
dt.22nd May 1972

"6A. In the case of persons coming under rule 6 above, terminal gratuity at the rate of one month's basic pay for each year of service in the personal staff of the Minister \*(or the Leader of the Opposition) shall be paid at the time of the termination of their service, the period of six months to one year being counted as one year of service.

have  
This amendemtn shall ~~be~~ retrospective effect from 17-4-1972."

Note 1. Basic pay for the purpose of determining the amount of terminal gratuity will mean only basic pay at the time of relinquishing service. In the case the persons concerned was on leave with or without allowances immediately before discharge, basic pay for this purpose will be basic pay which he would have drawn had he not proceeded on such leave.

G.O.(P)306/73/PD  
dt.24th November, 1973.

2. Actual periods of service including all kinds of leave with or without allowances but excluding periods of break will count for gratuity under this rule. Period of suspension may or may not count depending on how the period is regularised. If it is treated as leave without allowances, it will count; if it is treated as break of service, it will not. In doubtful cases, specific orders of Government shall be obtained before admitting the claims.

This amendment shall be deemed to have come into force on 17-4-1972.

@ 6AA. If a person recruited directly to a post in the personal staff of a Minister \*(or the Leader of the Opposition) dies while in service, terminal gratuity at the rate specified in rule 6A shall be payable to his legal heirs.

@ 6B. When a direct recruitment to the personal staff of the Minister or the Leader of the Opposition is relieved consequent on the winding up of the office of the Minister or the Leader of the Opposition or the case may be, or for any other reason other than termination of appointment and reappointed to the personal staff of any Minister or the Leader of the Opposition and assumes charge within a period of fifteen days of such relief, his past service in the personal staff of the previous Minister or the Leader of the Opposition, as the case may be, shall count for leave and increment.

§(7. (1) The penalties specified in sub-rule(1) of rule 11 of the Kerala Civil Services (Classification, Control and Appeal) Rules, 1960, may be imposed on the non-gazetted Officers in the Personal Staff of the Ministers or the Leader of the Opposition,

:4:

by the Joint Secretary or Deputy Secretary of the General Administration Department or such other Officer as the Chief Secretary may nominate in that behalf.

(2) The authority which may impose the penalties specified in items (i), (iii), (iv) and (v) of sub-rule (1) of rule 11 of the Kerala Civil Services (Classification Control & Appeal) Rules, 1960 on the Gazetted Officers in the personal staff of the Ministers or the Leader of the Opposition, shall be the Chief Secretary.

(3) The authority competent to impose the penalties specified in items (vi), (vii) and (viii) of sub-rule (1) of rule 11 of the Kerala Civil Services (Classification, Control and Appeal) Rules, 1960 on the gazetted officers in the personal staff of the Minister or the Leader of the Opposition, shall be the Government.

(4) Appeal against the orders of any Officer under sub-rule (1) may be filed to the Chief Secretary and appeal against the orders of the Chief Secretary under sub-rule (2) may be filed to the Government.

8(a). Persons in Government service or in the services of local authorities shall, on appointment to the personal staff, be paid the pay and allowances admissible to them in their parent departments and special pay/compensatory allowance, if any, drawn by them immediately before their appointment in the personal staff, and in addition, duty allowance/special pay/local allowance at such rates as may be prescribed by the Government from time to time.

Note: In the case of Special pay/Compensatory allowance drawn in the parent department the Officer concerned shall produce a certificate from the concerned Head of Department/Office stating the period during which the Officer would have continued to get the special pay/compensatory allowance but for his appointment in the personal staff of the Minister \*(or the Leader of Opposition). Such special pay/Compensatory allowance shall be paid to the Officer concerned only upto the period covered by such certificate."

G.O.(P) No.80/73/PD  
dated 19th March, 1973.

"(aa). Notwithstanding anything contained in sub-rule (a), a person already in Government service, but on Other Duty on foreign service terms and conditions shall when appointed to any post in the personal staff of Minister \*(or the Leader of the Opposition) be paid additional special pay equivalent to the difference between the deputation allowance he was drawing in

:5:

allowance/local allowance, subject to the condition that the additional special pay shall be paid only for the period he would have continued on deputation on foreign service but for his appointment to the personal staff.

(b) A person not already in Government service or in service of a local authority appointed to any post in the personal staff of a Minister \*(or the Leader of the Opposition) shall be given pay and allowances at such rates, as may be prescribed by the Government from time to time.

Stenographers and Typists working under the Ministers \*(or the Leader of the Opposition) shall be eligible for the usual shorthand and Typewriting special pay, subject to the conditions prescribed by the Government for the grant of such special pay.

\*Inserted by G.O.(Ms.) No.138/79/GAD  
dated 2-3-1979.

By Order of the Governor,  
Sd/-  
Joint Secretary.

Government of Kerala  
1989

Reg. No. KL/TV(N)/12



# KERALA GAZETTE

EXTRAORDINARY  
PUBLISHED BY AUTHORITY

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Vol. XXXIV] Trivandrum, Tuesday, 2nd May 1989 [No. 404  
12th Vaisakha 1911 (Saka)

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GOVERNMENT OF KERALA

General Administration (Services-H) Department

## NOTIFICATION

G.O. (Ms) No. 109/89/GAD. *Dated, Trivandrum, 26th April 1989.*

S. R. O. No. 683/89.—In exercise of the powers conferred by sub section (1) of section 2 of the Kerala Public Services Act, 1968 (19 of 1968), read with section 3 thereof, the Government of Kerala hereby make the following amendment to the Special Rules for the Personal Staff of the Ministers and the Leader of the Opposition published under Notification G.O. (MS) No. 343/Public (Rules) Department, dated the 3rd March, 1959 in part I of the Kerala Gazette No. 11 dated the 17th March 1959, as subsequently amended, namely :—

33/2003/B

## AMENDMENTS

In the said rules,—

(1) for rule 1, the following rule shall be substituted; namely :—

"1. The personal staff specified below employed under Ministers, Leader of Opposition or Government Chief Whip shall constitute distinct categories in the Kerala Secretariat Service or in the Kerala Secretariat Subordinate Service, or in the Kerala Last Grade Service as the case may be:

1. Private Secretary or Special Private Secretary.
2. Additional Private Secretary.
3. Assistant Private Secretary.
4. Personal Assistant.
5. Additional Personal Assistant.
6. Assistant or Section Officer.
7. Clerk.
8. Confidential Assistant.
9. Typist.
10. Chauffeur.
11. Attender.
12. Duffedar/Head Peon/Peon.
13. Cook.
14. Gardener.
15. Sweeper.
16. Watchman/Watcher/Waiter.
17. Lascar.
18. Sweeper-cum-Scavenger.
19. Night Watcher";

(2) in the proviso to rule 3, after the words "or the Leader of the Opposition"; the words "or the Government Chief Whip" shall be inserted;

(3) for the existing proviso to rule 4, the following proviso shall be substituted, namely :—

"Provided that, in special cases, appointment to the post may be made by recruitment by transfer from any other service or by direct recruitment including recruitment from the service of a Local Authority or by deputation from public sector undertakings or Autonomous bodies, on the terms and conditions agreed to by Government";

(4) after rule 4, the following rule shall be inserted, namely :

"4A. The educational qualification for the common categories of posts like Assistant/Clerk/Typist/Confidential Assistant shall be the same as those prescribed for similar posts in the Secretariat Service and Government Departments, as the case may be.

*Note.*—The qualification prescribed under rule 4A may be relaxed in deserving cases."

(5) in rule 5, in the second paragraph, after the words "or the Leader of Opposition", the words "or the Government Chief Whip" shall be inserted ;

(6) in rule 5A, after the words "or the Leader of the opposition", the words "or the Government Chief Whip" shall be inserted ;

(7) in rule 6 and the proviso thereunder, after the words "or the Leader of the Opposition" in both the places, the words "or the Government Chief Whip" shall be inserted ;

(8) in rule 6A, after the words "or the Leader of the Opposition", the words "or the Government Chief Whip" shall be inserted ;

(9) in rule 6AA, after the words "or the Leader of the Opposition" the words "or the Government Chief Whip" shall be inserted ;

(10) in rule 6B, after the words "or the Leader of the Opposition" wherever they occur, the words "or the Government Chief Whip" shall be inserted ;

(11) in rule 7:—(i) after sub-rule (1), the following proviso shall be inserted namely :—

"Provided that no person shall be removed or dismissed from service by an authority subordinate to that by which he was appointed."

(ii) in sub-rules (1), (2) and (3), after the words "or the Leader of the Opposition" wherever they occur, the words "or the Government Chief Whip" shall be inserted.

(iii) after sub rule (4), the following sub rules shall be inserted, namely :—

(5) Revision petition against the orders under sub rule (3) may be filed to the Government."

(12) in the note under sub rule and sub rules (aa) and (b) of rule 8, after the words "or the Leader of the Opposition" wherever they occur, the words "or the Government Chief Whip" shall be inserted.

By order of the Governor,

C. RAMACHANDRAN,  
Secretary to Government.

### Explanatory Note

(This note does not form part of the notification but is intended to indicate its general purport.)

In its seventh report, the committee on Subordinate Legislation of the 7th Kerala Legislative Assembly has recommended that (i) that the personal Staff of the Government Chief Whip may also be brought within the purview of the Special Rules for the personal staff of the Ministers/Leader of Opposition (ii) that the rules may be amended to avoid chances of infringement of Article 311 of the Constitution of India in the implementation of rule 7 (i) regarding imposition of penalties on the non-gazetted staff and (iii) that a provision may be made for revision against the orders under rule 7 (3). Government have accepted the recommendation of the Committee. Government also feel that a provision may be included in the rules for making appointment in the personal staff on deputation basis and that the categories of staff to be appointed in the staff and their qualifications may also be included in the rules. This notification is intended to achieve the above objects.



GOVERNMENT OF KERALA

General Administration (Services H) Department

NOTIFICATION\*

G. O. (MS) No. 283/94/GAD.

*Dated, Thiruvananthapuram, 23rd September, 1994.*

**S. R. O. No. 1347/94.**—In exercise of the powers conferred by sub-section (1) of section 2 of the Kerala Public Services Act, 1968 (19 of 1968), read with section 3 thereof, the Government of Kerala hereby make the following rules further to amend the Special Rules for the Personal Staff of the Ministers, the Leader of the Opposition and the Government Chief Whip issued under Notification G. O. (MS) No. 343/Public Department (Rules), dated the 3rd March, 1959 and published in Part I of the Kerala Gazette No. 11 dated the 17th March, 1959, namely:—

RULES

1. *Short title and commencement.*—(1) These rules may be called the Special Rules for the Personal Staff of the Ministers, the Leader of the Opposition and the Government Chief Whip (Amendment) Rules, 1994.

(2) They shall be deemed to have come into force on the 1st April, 1982.

2. *Amendment to the Special Rules.*—In the Special Rules for the Personal Staff of the Ministers, the Leader of the Opposition and the Government Chief Whip, after rule 8 the following rule shall be inserted, namely:—

3. *Pension.*—(1) Persons appointed by direct recruitment to the Personal Staff of the Ministers, the Leader of the Opposition and the Government Chief Whip having a minimum service of three years shall be eligible for pension. Qualifying service for maximum pension shall be 30 years.

(2) For reckoning the Qualifying service period of six months or above shall be taken as a completed year and periods below six months shall be ignored:

\*Published as Kerala Gazette Extra ordinary No. 999 dated 23rd September 1994

CPT. 3/4261/96/MG.

Provided that for reckoning the minimum service (i.e. 3 years) and maximum service (i.e. 30 years) fraction of less than 6 months if any above 2 years and 29 years shall be rounded to 3 years and 30 years respectively.

(3) Persons in service on or after 1-4-1982 alone shall be eligible for pension. However their previous service, if any in the personal staff of Ministers, the Leader of Opposition and the Government Chief Whip shall also be reckoned for calculating the pension.

(4) Pension shall be calculated on the following formula:

$$\text{Pension} = \text{Average emoluments} \times \frac{1}{2} \times \frac{N}{30}$$

(N = the number of years of qualifying service)

Note.—Average emoluments shall be calculated as in the case of regular Government employees.

(5) Minimum pension shall be fixed at Rs. 100 p.m.

(6) No commutation of pension shall be admissible under this Scheme but rates of Dearness Allowance applicable to State Service pensioners shall be allowed.

(7) The pay of persons getting full pension, on re-appointment to the Personal Staff shall be fixed as per Rule 100 Part III Kerala Service Rules.

(8) A pensioner under this scheme on re-appointment in Government Service, Co-operative Societies or Public Sector Undertakings or Autonomous Bodies or re-employed in Personal Staff shall not get pension during the period of appointment/re-employment. However, if he is re-appointed in Government Service or re-employed in the Personal Staff, pension shall be revised taking into account his previous service also as and when his re-appointment terminates or when he retires from service, as the case may be, if the gratuity already drawn is refunded.

(9) Persons not eligible for pension shall be entitled to gratuity as provided in Rule 6 A.

(10) In the case of persons who have put in a service of three years or more Death Cum Retirement Gratuity shall be paid at the rate of 50% of the basic pay for each completed year of service, subject to a maximum of 16½ times of pay as in Government service.

(11) Grant of pension under this Scheme shall not make the pensioner ineligible for pension that he enjoys under any other scheme.

Director, P.W.D.

(12) Pensioners under this Scheme shall not be entitled to Family Pension.

(13) Persons resigned on their own volition and persons removed or dismissed from service on disciplinary grounds shall not be eligible for pension. If such persons are re-appointed in the personal staff the period of service just before resignation, removal or dismissal from service, shall not be counted as qualifying service for pension.

By order of the Governor,

PALAT MOHANDAS,  
Principal Secretary to Government.

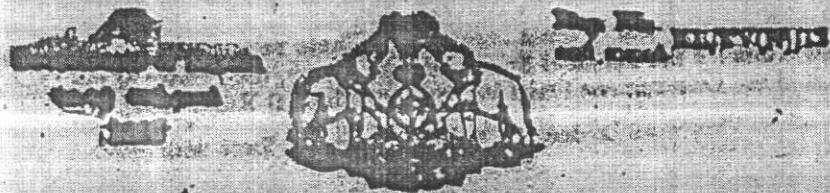
#### Explanatory Note

(This does not form part of the notification but is intended to indicate its general purport.)

The V Pay Commission in their Report at paras 15.30 to 15.32 has made certain recommendations regarding payment of pension to the Personal Staff of the Ministers, the Leader of the Opposition and the Government Chief Whip, who contribute many years of their useful life in the service of the State. Government have examined the matter in detail and have decided to introduce a pension scheme with some modifications. This notification is intended to achieve the above object.

To

The Private Secretary to Chief Minister.  
The Private Secretary to All Ministers.  
The Private Secretary to Government Chief Whip.  
The Private Secretary to the Leader of Opposition.  
The Accountant General, Kerala, Thiruvananthapuram.  
The Finance Department.  
The Director of Public Relations, Thiruvananthapuram.  
The General Administration (Accounts A/C/E) Departments.  
The General Administration (SC) Department. (Vide item No. 2092 dated 13-9-1994).  
The Personnel and Administrative Reforms Department.  
The Stock File/Office Copy.



# KERALA GAZETTE

കേരള ഗസറ്റ്

EXTRAORDINARY

അസാധാരണ

PUBLISHED BY AUTHORITY

ആയിക്കുളം തിരുവനന്തപുരം പ്രസിദ്ധപ്പെടുത്തുന്നു

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|-----------------------|-------------------------------------------------------------|----------------------------------------|--------------|------|
| Vol. XLII<br>ഖണ്ഡം 42 | Thiruvananthapuram,<br>Monday,<br>തിരുവനന്തപുരം,<br>തിങ്കൾ, | 17th November 1997<br>1997 നവംബർ 17    | No.<br>നമ്പർ | 1586 |
|                       |                                                             | 26th Karthika 1919<br>1919 കാർത്തിക 26 |              |      |

## GOVERNMENT OF KERALA

General Administration (Services H) Department

### NOTIFICATION

G. O. (MS) No. 430/97/GAD. Dated, Thiruvananthapuram, 13th November, 1997.

**S. R. O. No. 911/97.**—In exercise of the powers conferred by sub-section (1) of section 2 of the Kerala Services Act, 1968 (19 of 1968), read with section 3 thereof the Government of Kerala hereby make the following amendment to the Special Rules for the Personal Staff of the Ministers, the Leader of Opposition and the Government Chief Whip, published under Notification G.O. (Ms) No. 343/Public (Rules) Department dated the 3rd March, 1969 in Part I of the Kerala Gazette No. 11 dated the 17th March, 1959, as subsequently amended, namely:—

33/4491/97/MG.

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RULES

1. *Short title and commencement.*—(1) These rules may be called the Special Rules for the Personal Staff of the Ministers, the Leader of the Opposition and the Government Chief Whip (Amendment) Rules 1997.

(2) They shall be deemed to have come into force with effect from the 24th June, 1991.

2. *Amendment to the Special Rules.*—In the Special Rules for the Personal Staff of the Ministers, the Leader of the Opposition and the Government Chief Whip, for sub rule (B) of rule 6 the following shall be substituted, namely:—

“6 (B) When a direct recruit to the Personal Staff of the Ministers or the Leader of Opposition or the Government Chief Whip is relieved consequent on the winding up of the office of the Minister or the Leader of Opposition or the Government Chief Whip, as the case may be, or for any other reason other than termination of appointment, and re-appointed to the Personal Staff of any Minister or the Leader of the Opposition or the Government Chief Whip, his past service in such Personal Staff of the previous Minister or the Leader of the Opposition or the Government Chief Whip, as the case may be, shall count for leave and increment.”

By order of the Governor,

R. B. PATHAK,

*Principal Secretary to Government.*

**Explanatory Note**

(This does not form part of the notification but is intended to indicate its general purport.)

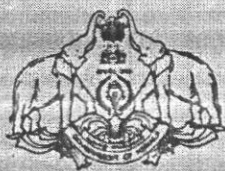
Rule 6 B of the Special Rules relating to the condition of service of the Personal Staff of the Minister, the Leader of the Opposition and the Government Chief Whip lays down that a break in service upto “fifteen days” in between two different spells of appointments in the Personal Staff of Ministers, the Leader of the Opposition or the Government Chief Whip will be condoned to reckon the past service for leave and increment. Representations received for condonation of breaks exceeding 15 days have been allowed in several cases in relaxation of Rule 6 B. It is now proposed that the restriction of “fifteen days” which exists in Rule 6 B may be removed so that all breaks in service irrespective of the duration can be condoned without taking action repeatedly on individual cases for relaxation of rule.

This notification is intended to achieve the above object.

To

- The Private Secretary to Chief Minister
- The Private Secretary to All Ministers
- The Private Secretary to Government Chief Whip
- The Private Secretary to the Leader of Opposition
- The Accountant General, Kerala, Thiruvananthapuram
- The Secretary, Legislature Secretariat
- The Finance Department
- The Director of Public Relations, Thiruvananthapuram
- The General Administration (Accounts A/C/ E) Department
- The General Administration (SC) Department (Vide item No. 1447 dated 4-11-1997).
- The Personnel and Administrative Reforms Department
- The Stock File/Office Copy

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കേരള സർക്കാർ  
2012



Reg. No. രജി. നമ്പർ  
KL/TV(N)/12/12-14

# KERALA GAZETTE

കേരള ഗസറ്റ്

EXTRAORDINARY

അസാധാരണം

PUBLISHED BY AUTHORITY

ആധികാരികമായി പ്രസിദ്ധപ്പെടുത്തുന്നത്

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## GOVERNMENT OF KERALA

General Administration (Services-H) Department

### NOTIFICATION

G. O. (Ms.) No. 143/2012. Dated, Thiruvananthapuram, 12th June, 2012.

S. R. O. No. 467/2012.—In exercise of the powers conferred by sub-section (1) section 2 of the Kerala Public Services Act, 1968 (19 of 1968), read with section 3 thereof, the Government of Kerala hereby make the following rules further to amend the Special Rules for the Personal Staff of the Ministers, the Leader of the Opposition and the Government Chief Whip issued by Notification under G. O. (Ms.) No. 343/Public Department (Rules), dated 3rd March, 1959 and published in Part I of the Kerala Gazette No. 11 dated 17th March, 1959, namely:—

### RULES

1. *Short title and commencement.*—(1) These rules may be called the Personal Staff of the Ministers, the Leader of the Opposition and the Government Chief Whip (Amendment) Special Rules, 2012.

(2) They shall be deemed to have come in to force on the 1st day of December, 2010.

33/2736/2012/DTP

2. *Amendment of the Rules.* In the Special Rules for the Personal Staff of the Ministers, the Leader of the Opposition and the Government Chief Whip,

(1) in rule 9, (i) for sub-rule (6), the following sub-rule shall be substituted, namely:—

“(6) (a) A person relieved from the Personal Staff after completing the qualifying service for pension shall be eligible for commutation of 40% of basic pension at the rate of 11.42-commutation factor irrespective of age. Restoration period of commutation shall be 12 years with effect from the date of commutation. Persons appointed in Personal Staff after the age of 55 years shall not be eligible for this benefit. A person appointed in Personal Staff before 55 years and continues after 55 years of age shall be eligible for commutation at the time of his/her relief from service.

(b) Those persons already relieved and are receiving pension shall not be eligible for commutation benefit. But, those who are re-appointed within the above age limit shall be eligible for commutation.

(c) If a person who has availed commutation benefit gets re-appointment in the Personal Staff, the appointment will be on re-employment basis. However, the re-employment period can be counted for pension. If a person under this scheme get regular appointment in Government Service, Co-operative Societies or Public Sector Undertaking or Autonomous bodies, the remaining portion of commutation shall be refunded in lump.

(d) Rates of Dearness Allowance applicable to State Service Pensioners shall be allowed.

(e) Application for the commutation of pension shall be submitted to the sanctioning authority in the proforma given in the Annexure.

(ii) for sub-rule (12), the following sub-rule shall be substituted, namely:

“(12) (a) The eligible family members of Personal Staff who were in service on or after the 1st April, 1982 and having the minimum qualifying service for minimum pension shall be eligible for family pension at the rate of ₹ 600 per month or as decided by Government from time to time.

**Explanation:—** For the purposes of this sub-rule, the expression ‘eligible family members’ shall mean,—

*Eligible Family Members*

(i) wife in the case of male employee till death or re-marriage, whichever is earlier;

(ii) husband in the case of female employee till death or re-marriage, whichever is earlier;

(iii) eldest eligible child in the order of seniority irrespective of sex up to 25 years of age or till getting employment or till marriage, whichever is earlier;

(iv) children suffering from physical/mental disorder or disability;

(v) unmarried daughters above 25 years;

(vi) son/daughter adopted legally before retirement;

(vii) parents (in equal shares);

(viii) Judicially separated wife; and

(ix) judicially separated husband.

(b) Family members mentioned from (i) to (iv) stated in the above explanation shall be eligible for family pension from the 1st day of December, 2010 and the family members mentioned from (v) to (ix) shall be eligible for family pension from the date of submission of application along with eligibility certificate.

(c) All Personal Staff Pensioners and Family Pensioners under this scheme shall be eligible for medical allowance at the rate of ₹100 per month, irrespective of age, from the 1st day of December, 2010.

(2) after rule 9, the following Annexure shall be added, namely:---

#### ANNEXURE

[See rule 9(6) (c)]

#### APPLICATION FOR COMMUTATION OF PENSION TO THE DIRECT RECRUITED PERSONNEL IN THE PERSONAL STAFF OF MINISTERS, LEADER OF OPPOSITION AND GOVERNMENT CHIEF WHIP

To

.....

.....

.....(Sanctioning Authority)

Sub. - Commutation of Pension.

Photo

Sir,

I, ..... furnish below the relevant particulars and request that I may be permitted to commute a part of my pension as indicated below:

1. Name in block letters :
2. Date of birth and age :
3. Total service in the Personal Staff :
4. Name of Ministry :
5. Date of entry in service :
6. Date of termination :
7. Designation of the post held at the time of termination :
8. Amount of pension sanctioned :
9. Name of treasury from which pension is being drawn :
10. Name of the treasury through which the commuted value is desired to be paid :
11. Designation of the Accounts Officer and the number and date of the pension payment order, if issued :
12. Amount (in whole Rupees) or percentage of pension proposed to be commuted :

Date :

Signature :

Full Postal Address :

Forward to the .....  
(Hereenter the designation and address of the Accounts Officer) for reporting on the entitlement of pension to the applicant and the sum payable.

Place :

Date :

*Signature.*

*Name and Address of the  
Sanctioning Authority.*

## PART II

1. Forward to .....  
(Hereenter the designation and address of the Sanctioning Authority)
2. The sum payable .....
3. The sum payable will be debited to .....

Place :

Signature and Designation  
of the Accounts Officer.

Date :

## PART III

Sanction is accorded to the above commutation. Forward to the Accounts Officer for authorising the payment of the commuted value.

Signature.

Place :

Name and Address of the  
Sanctioning Authority."

Date :

By order of the Governor,

K. R. JYOTHILAL,  
Secretary to Government.

## Explanatory Note

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

The Special Rules for the Personal Staff of the Ministers, the Leader of the Opposition and the Government Chief Whip does not provide for the benefit of commutation of pension, family pension and medical allowance to the pensioners. Now, Government have decided to make provisions in the rules to provide the benefit of commutation, family pension and medical allowance to Personal Staff Pensioners.

The notification is intended to achieve the above object.

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33/2736/12

