



सत्यमेव जयते

The Gujarat Government Gazette

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XLVI]

MONDAY, JUNE 27, 2005/ASADHA 6, 1927

Separate paging is given to this Part in order that it may be filed as a Separate Compilation.

PART IV-A

Rules and Orders (Other than those published in Part I, I-A and I-L) made by the Government of Gujarat under the Central Acts.

FINANCE DEPARTMENT

Notification

Sachivalaya, Gandhinagar, 4th June, 2005.

CONSTITUTION OF INDIA.

No.(GN-12) NVN-2005-UO-351-P.—In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Gujarat hereby makes the following rules further to amend the Gujarat Civil Services (Pension) Rules, 2002, namely :—

1. These rules may be called the Gujarat Civil Services (Pension) (Amendment) Rules, 2005.
2. In the Gujarat Civil Services (Pension) Rules 2002, (hereinafter referred to as “the said rules”), in rule 24, in sub-rule (5),--
 - (i) in clause (a), for the words, “such date, and” the words “such date or if any decision is taken by the Competent Authority for either of it, and” shall be substituted.
 - (ii) In clause (b),-
 - (a) in sub-clause (i) after the word “complaint” , the words “registered or any decision is taken to register the complaint by the Competent Authority” shall be inserted.
 - (b) in sub-clause (ii) the words “or any decision is taken by the Competent Authority to initiate civil proceedings” shall be added at the end.
3. Sub-rule (2) of rule 139 shall be deleted.
4. In the said rules, for rule 147, the following shall be substituted, namely.-

“147.--On the date of retirement of a Government employee from service,-

 - (a) a notification, in the case of Gazetted Officer, or
 - (b) an office order, in the case of a non-gazetted government employee,

shall be issued specifying the date of his/her retirement and a copy of such notification or office order, as the case may be, alongwith a Certificate in form 22, making a specific mention of Departmental Inquiry or Judicial proceedings or any decision for either of it, if any, taken by the Competent Authority, during the intervening period between the date of forwarding the pension papers to the Director of Pension and Provident Fund and the date of his/her retirement, shall be forwarded to the Director of Pension and Provident Fund. A copy of such notification or office order as the case may be alongwith a copy of the Certificate in Form 22 shall be given to the retiring employee also to enable him/her to present the same to the Treasury Officer while drawing his/her first pension and/or DCRG .

5. In the said rules for the existing FORM 22, the following shall be substituted, namely:-

“FORM 22”

(See Rule--147)

**NO DEPARTMENTAL INQUIRY/JUDICIAL PROCEEDINGS
CERTIFICATE**

Certificate that no Departmental Inquiry is initiated or no judicial proceedings have been initiated or no decision for either of it has been taken by the Competent Authority against Shri/Smt./Kum.-----
-----during the period intervening between the date of forwarding the pension papers to the Director of Pension and Provident Fund and the date of his/her retirement.

Place:

Pension Sanctioning Authority.”

Date:

By order and in the name of the Governor of Gujarat,

B. C. PATEL,
Under Secretary to Government.



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The Gujarat Government Gazette

EXTRAORDINARY

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TUESDAY, OCTOBER 10, 2006/ ASVINA 18, 1928

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PART IV-A

Rules and Orders (Other than those published in Part I, I-A and I-L) made by the Government of Gujarat under the Central Acts.

FINANCE DEPARTMENT

Notification

Sachivalaya, Gandhinagar, 10th October, 2006.

COSTITUTION OF INDIA.

No. (GN-104) DPP-2005-UO 526-P.- In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Gujarat hereby makes the following rules further to amend the Gujarat Civil Services (Pension) Rules, 2002 namely :-

1. These rules may be called the Gujarat Civil Services (Pension) Rules, 2006.

2. In the Gujarat Civil Services (Pension) Rules, 2002 in rule 135,-

(1) for sub-rule (2) the following sub-rule shall be substituted, namely :-

"(2) The retiring Government employee shall give an undertaking that if arrears of rent in respect of Government residential accommodation occupied by him before retirement is detected subsequently, or if he is permitted by a specific order by the Competent Authority to continue to occupy the Government residential accommodation even after his retirement, the rent shall be recovered from the amount of pension and the temporary increase on pension as may be sanctioned and payable to him by the Government from time to time."

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

"(3) In case of a death of an employee while in service if the family of that employee continues to occupy, the Government residential accommodation, the recovery of rent shall be made from the amount of family pension and the temporary increase as may be sanctioned and payable to him by the Government from time to time."

By order and in the name of Governor of Gujarat,

B. C. PATEL,

Under Secretary to Government.

NOTIFICATION

FINANCE DEPARTMENT

Sachivalaya, Gandhinagar.

Dated the 19th October 2006

**Constitution
of India.**

No. (GN-109)PSN-2005-TH-50-P.- In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Gujarat hereby makes the following rules further to amend the Gujarat Civil Services (Pension) Rules, 2002 namely:-

1. (1) These rules may be called the Gujarat Civil Services (Pension) (Second Amendment) Rules, 2006.
- (2) They shall be deemed to have come into force on and from 1st April, 2005.
2. In the Gujarat Civil Services (Pension) Rules, 2002 in rule 80, in sub-rule (2), in clause (a), for the words, letters and figures "minimum amount of Rs. 1275 and maximum amount of Rs. 13,000" the words, letters and figures "minimum amount of Rs. 1913 and maximum amount of Rs. 19,500" shall be substituted.

By order and in the name of the Governor of Gujarat,

B. C. Patel

Under Secretary to Government,

Copy to:

1. *The Secretary to the Governor.
2. The Principal Secretary to the Chief Minister.
3. The Personal Secretary to all the Ministers.
4. The Personal Secretary to the Leader of Opposition Party, Gujarat Vidhansabha, Sachivalaya, Gandhinagar.
5. *The Registrar, Gujarat High Court, Sola, Ahmedabad.
6. *The Secretary, Gujarat Vidhansabha Sachivalaya, Gandhinagar.
7. *The Secretary, Vigilance Commission, Gandhinagar.
8. *The Secretary, Gujarat Public Service Commission, Ahmadabad.
9. *The Secretary, Gujarat Civil Services Tribunal, Gandhinagar.
10. *The Secretary, Gujarat State Staff Selection Commission, Gandhinagar.
11. The Accountant General (Audit), Gujarat, Ahmedabad / Rajkot.
12. The Accountant General (A & E), Gujarat, Ahmedabad / Rajkot.

P. T. O.

13. The Resident Audit Officer, Ahmedabad / Gandhinagar.
14. Director, Accounts & Treasures, Jivraj Mehta Bhavan, Gandhinagar.
15. Director, Pension & Provident Fund, Jivraj Mehta Bhavan, Gandhinagar.
16. Examiners, Local Fund Accounts, Jivraj Mehta Bhavan, Gandhinagar.
17. The Pay & Accounts Officer, Ahmedabad / Gandhinagar / Vadodara / Narmda.
18. All Treasury Officers / Sub Treasure Officers.
19. All Assistant Examiners, Local Fund Accounts.
20. All Departments of Sachivalaya.
21. All Heads of Departments, Gujarat State.
22. All Collectors.
23. All District Development Officers.
24. All Officers / Branches in Finance Department.
25. The Manager, Government Central Press, Gandhinagar – with a request to publish this Notification in Part – IV – A of the Gujarat Government Extra – Ordinary Gazette. (Supply 100 copies to this Department).
26. Select File “P” Branch, Finance Department.

* By Letter.

NOTIFICATION**FINANCE DEPARTMENT**

Sachivalaya, Gandhinagar.

Dated the 8th December 2006**Constitution
of India.**

No. (GN-115) PEN-2006-THR-36-P.- In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Gujarat hereby makes the following rules further to amend the Gujarat Civil Services (Pension) Rules, 2002 namely:-

1. These rules may be called the Gujarat Civil Services (Pension) (Third Amendment) Rules, 2006.
2. In the Gujarat Civil Services (Pension) Rules, 2002, in Appendix – I, after the entry at Sr. No. 7, the following entry shall be inserted, namely:-

| Sr. No. | No. of Rule | Nature of Power | Authorities to whom the powers are delegated | Scope | Remarks | Comments |
|---------|-------------|---|---|--|---------|----------|
| 7 A. | 24 | Right of Government to withhold or withdraw pension | 1. Government 2. Administrative Departments of Sachivalaya | Government employees holding class I and II Posts Government employees holding class III and IV Posts | | |

By order and in the name of the Governor of Gujarat,

Shailja Patel
Deputy Secretary to Government.

P.T.O.

To,
Copy to:

1. *The Secretary to the Governor.
2. The Principal Secretary to the Chief Minister.
3. The Personal Secretary to all the Ministers.
4. The Personal Secretary to the Leader of Opposition Party, Gujarat Vidhansabha, Sachivalaya, Gandhinagar.
5. *The Registrar, Gujarat High Court, Sola, Ahmedabad.
6. *The Secretary, Gujarat Vidhansabha Sachivalaya, Gandhinagar.
7. *The Secretary, Vigilance Commission, Gandhinagar.
8. *The Secretary, Gujarat Public Service Commission, Ahmadabad.
9. *The Secretary, Gujarat Civil Services Tribunal, Gandhinagar.
10. *The Secretary, Gujarat State Staff Selection Commission, Gandhinagar.
11. The Accountant General (Audit), Gujarat, Ahmedabad / Rajkot.
12. The Accountant General (A & E), Gujarat, Ahmedabad / Rajkot.
13. The Resident Audit Officer, Ahmedabad / Gandhinagar.
14. Director, Accounts & Treasures, Jivraj Mehta Bhavan, Gandhinagar.
15. Director, Pension & Provident Fund, Jivraj Mehta Bhavan, Gandhinagar.
16. Examiners, Local Fund Accounts, Jivraj Mehta Bhavan, Gandhinagar.
17. The Pay & Accounts Officer, Ahmedabad / Gandhinagar / Vadodara / Narmda.
18. All Treasury Officers / Sub Treasure Officers.
19. All Assistant Examiners, Local Fund Accounts.
20. All Departments of Sachivalaya.
21. All Heads of Departments, Gujarat State.
22. All Collectors.
23. All District Development Officers.
24. All Officers / Branches in Finance Department.
25. The Manager, Government Central Press, Gandhinagar – with a request to publish this Notification in Part – IV – A of the Gujarat Government Extra – Ordinary Gazette. (Supply 100 copies to this Department).
26. Select File "P" Branch, Finance Department.

* By Letter.

NOTIFICATION

FINANCE DEPARTMENT

Sachivalaya, Gandhinagar.

Date: 20th December 2006.

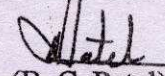
**Constitution
of India.**

No. (GN - 116)PSN-2006-UO-59-P.- In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Gujarat hereby makes the following rules further to amend the Gujarat Civil Services (Pension) Rules, 2002 namely:-

1. These rules may be called the Gujarat Civil Services (Pension) (Forth Amendment) Rules, 2006.
2. In the Gujarat Civil Services (Pension) Rules, 2002, in rule 43, after Explanation - 7, the following shall be added, namely:-

“Explanation - 8: If the pay of an employee has been reduced temporarily due to the effect of a minor punishment of stoppage of an increment (without future effect), for the purpose of fixation of pension under these rules, the same shall be restored to the amount of pay payable to him, as if such minor punishment was not inflicted.”

By order and in the name of the Governor of Gujarat,


(B. C. Patel)

Under Secretary to Government,

To,

Copy to:

1. *The Secretary to the Governor.
2. The Principal Secretary to the Chief Minister.
3. The Personal Secretary to all the Ministers.
4. The Personal Secretary to the Leader of Opposition Party, Gujarat Vidhansabha, Sachivalaya, Gandhinagar.
5. *The Registrar, Gujarat High Court, Sola, Ahmedabad.
6. *The Secretary, Gujarat Vidhansabha Sachivalaya, Gandhinagar.
7. *The Secretary, Vigilance Commission, Gandhinagar.
8. *The Secretary, Gujarat Public Service Commission, Ahmadabad.

9. *The Secretary, Gujarat Civil Services Tribunal, Gandhinagar.
10. *The Secretary, Gujarat State Staff Selection Commission, Gandhinagar.
11. The Accountant General (Audit), Gujarat, Ahmedabad / Rajkot.
12. The Accountant General (A & E), Gujarat, Ahmedabad / Rajkot.
13. The Resident Audit Officer, Ahmedabad / Gandhinagar.
14. Director, Accounts & Treasuries, Jivraj Mehta Bhavan, Gandhinagar.
15. Director, Pension & Provident Fund, Jivraj Mehta Bhavan, Gandhinagar.
16. Examiners, Local Fund Accounts, Jivraj Mehta Bhavan, Gandhinagar.
17. The Pay & Accounts Officer, Ahmedabad / Gandhinagar / Vadodara / Narmada.
18. All Treasury Officers / Sub Treasury Officers.
19. All Assistant Examiners, Local Fund Accounts.
20. All Departments of Sachivalaya.
21. All Heads of Departments, Gujarat State.
22. All Collectors.
23. All District Development Officers.
24. All Officers / Branches in Finance Department.
25. The Manager, Government Central Press, Gandhinagar - with a request to publish this Notification in Part - IV-A of the Gujarat Government Extra-Ordinary Gazette. (Supply 100 copies to this Department).
26. Select File "P" Branch, Finance Department.

* By Letter.

FINANCE DEPARTMENT

Notification

Sachivalaya, Gandhinagar, 7th February, 2007.

Constitution of India.

No. (GN-2) PARACH-2004-O-1030-P.-In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Gujarat hereby makes the following rules further to amend the Gujarat Civil Services (Pension) Rules, 2002 namely :-

1. These Rules may be called the Gujarat Civil Services (Pension) (Amendment) Rules, 2007.
2. In the Gujarat Civil Services (Pension) Rules, 2002 (hereinafter referred to as "the said rules"), in rule 10, for sub-rule (3), the following shall be substituted, namely :-
 - (3) Notwithstanding anything contained in sub-rule (i), where service rules prescribe any specific age of retirement for a Government employee, he shall retire from the service according to the provision of such rules."
3. In the said rules, a Note below Rule 30 shall be deleted.
4. In the said rules, at the end of rule 37, in sub-rule (1), after clause (ix) the following clause shall be added, namely :-

"(X) Assistant Public Prosecutors" shall be added.
5. In the said rules, in rule 44, for sub-rule (2), for the words "voluntary on completion", the words "voluntarily after completion" shall be substituted.
6. In the said rules, in rule 92 & 93, wherever the word "guardian" occurs the word "legal guardian" shall be substituted.

By order and in the name of the Governor of Gujarat,

B. C. PATEL

Under Secretary to Government.

To,

Copy to :

1. *The Secretary to the Governor.
2. The Principal Secretary to the Chief Minister.
3. The Personal Secretary to all the Ministers.
4. The Personal Secretary to the Leader of Opposition Party, Gujarat Vidhansabha, Sachivalaya, Gandhinagar.
5. *The Registrar, Gujarat High Court, Sola, Ahmedabad.
6. *The Secretary, Gujarat Vidhansabha Sachivalaya, Gandhinagar.
7. *The Secretary, Vigilance Commission, Gandhinagar.
8. *The Secretary, Gujarat Public Service Commission, Ahmedabad.
9. *The Secretary, Gujarat Civil Services Tribunal, Gandhinagar.
10. *The Secretary, Gujarat State Staff Selection Commission, Gandhinagar.
11. The Accountant General (Aduit), Gujarat, Ahmedabad/Rajkot.
12. The Accountant General (A &E), Gujarat, Ahmedabad/Rajkot.
13. The Resident Audit Officer, Ahmedabad/Gandhinagar.
14. Director, Account & Treasures, Jivraj Mehta Bhavan, Gandhinagar.
15. Director, Pension & Provident Fund, Jivraj Mehta Bhavan, Gandhinagar.
16. Examiners, Local Fund Accounts, Jivraj Mehta Bhavan, Gandhinagar.
17. The Pay & Accounts Officer, Ahmedabad/Gandhinagar/Vadodara/Narmada.
18. All Treasury Officers / Sub Treasury Officers.
19. All Assistant Examiners, Local Fund Accounts.
20. All Departments of Sachivalaya.
21. All Heads of Departments, Gujarat State.
22. All Collectors.
23. All District Development Officers.
24. All Officers / Branches in Finance Department.
25. The Manager, Government Central Press, Gandhinagar-with a request to publish this Notification in Part-IV-A of the Gujarat Government Extra-Ordinary Gazette. (Supply 100 Copies to this Department).
26. Select File "P" Branch, Finance Department.

*By Letter.

Notification

Finance Department,
Sachivalaya, Gandhinagar.
Dated the 25th August ,2009.

**CONSTITUTION
OF INDIA**

No:-(GN-25)PSN-2005-D-426-P.In exercise of the powers conferred by the provision to article 309 of the Constitution of India, the Governor of Gujarat hereby makes the following rules further to amend the Gujarat Civil Services (Pension) Rules, 2002, Namely:-

1. These rules may be called the Gujarat Civil Services (Pension) Rules,(Seventh Amendment), 2009.
- 2.In the Gujarat Civil Services (Pension) Rules, 2002,after rule 134 the following new rule shall be inserted, namely :-

“ 134 A. Recovery and Adjustment of Excess payment of Pension-(a) In case the pensioner is paid more than the authorised pension, for whatsoever the reason may be, such excess payment shall be recovered in monthly instalments from the amount of temporary increase on pension payable to the pensioner.

(b)Notwithstanding anything contained in clause (a),any excess payment amount due may be recovered or adjusted in lumpsum against the amount of arrears of revised gratuity or the commuted value of pension or the pension payable to the pensioner.”

By order and in the name of the Governor of Gujarat,

K.B. Dani

Under Secretary to Government.

To

- * The Secretary to Governor.
The Personal Secretary to the Chief Minister/All Ministers/Dy.
Ministers/State Ministers.
The Personal Secretary to the Leader of Opposition Party.
- * The Secretary, Gujarat Legislature Secretariat, Gandhinagar.
- * The Registrar, Gujarat High Court, Ahmedabad.
- * The Secretary, Gujarat State Vigilance Commission,
Gandhinagar.
- * The President, Gujarat Civil Services Tribunal, Gandhinagar.
- * The Secretary, Gujarat Public Service Commission, Ahmedabad.
All the Department of Secretariat.
All the Collectors/The District Development Officers.
The Director, Accounts & Treasury, Gandhinagar.
The Director of Pension & Provident Fund, Gandhinagar.
The Examiner, Local Fund Accounts, Ahmedabad/Gandhinagar.
All the District Assistant Examiner, Local Fund.
All Treasury Officers/Sub-Treasury Officers.
Pension Payment Office, Ahmedabad/Gandhinagar.
The Accountant General, Gujarat, Ahmedabad/Rajkot.
The Resident Audit Officer, Ahmedabad/Gandhinagar.
The Pay and Accounts Officer, Ahmedabad/Gandhinagar.
System manager, Finance Department, for website.

* By letter.