

No.4/19/2009-P&PW(D)
Department of Pension & Pensioner's Welfare
Desk D

27 MAR 2009

Subject:- Regarding clarification about the applicability of revised rules with effect from 01.01.2006 with reference to 6th CPC on enhanced amount of DCRG, calculation of emoluments for pension/family pension, Commutation of pension and qualifying service to ex-DOT employees absorbed in BSNL, whose pensionary benefits are regulated under Rule 37-A of CCS (Pension) Rules, 1972.


The Department of Telecom is requested to refer to their ID No. 40-31/2008-Pen(T) dated 18.3.09 for clarification on applicability of DOP&PW O.M. dated 2.9.2009. The Department of Telecom has submitted as under:-

Consequent upon the implementation of the Government decision on the recommendation of 6th Central Pay Commission and as per Department of Pension and Pensioners' Welfare O.M. dated 01.09.2008 (read 2.9.2008), rule regarding limit of DCRG, Calculation of emoluments for pension/family pension. Commutation of pension and qualifying service etc. have changes with effect from 01.01.2006.

In this connection, it is submitted that the Explanation given under Sub-Rule (8) of Rule 37-A of CCS (Pension) Rules, 1972 says that the amount of pension/ family pension of the absorbed employees on superannuation from PSU/AB shall be calculated in the same way as would be the case with a Central Government servant retiring on superannuation, on the same date. It is worthwhile to add that BSNL is the only PSU that has been granted a special dispensation under sub-rule (21) of Rule 37-A of CCS(Pension) Rules, 1972 to the effect that the pensionary benefits including family pension to the absorbed employees of BSNL is paid by the Government. This Department is of the view that the change as per DoP&PW's O.M. dated 02.09.2008 as mentioned in para 2 above are also applicable to IDA pensioners of BSNL.

2. The en-mass transferred absorbees opting for pension for combined service in Govt. and PSU/CAB are entitled for pension in terms of Rule 37A (8) " in accordance with the formula for calculation of pension/family pension under these rules as may be in force at the time of his retirement for the PSU/CAB". The formula applicable to Central Govt. pensioners has been changed vide **DOP&PW O.M. dated 2.9.2008** and therefore, the changed formula provided in O.M. dated 2.9.2008 is applicable to such absorbees also. **The DoP&PW OM dated 1.9.2008** referred to in Deptt. of Telecommunication reference has no relevance as this OM contains instructions for revision of pension of pre 2006 central government pensioners only.

*SK (Pen D)
PUC urgently*


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