

F. No.F.20/25/2017-AC/JSF IN A/765-777
GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
FINANCE (ACCOUNTS) DEPARTMENT
4th Level, 'A' Wing, Delhi Secretariat; New Delhi-113

Dated: 30/08/2017

OFFICE MEMORANDUM

Sub: Regarding fixation of pay in respect of SCS/ Non-SCS Officers inducted / promoted to IAS/JAG.

1. It has come to the notice of FD that some of the Officers posted in GNCTD were already drawing pay in PB:3 With Grade pay of Rs.8700/- at the time of induction to IAS/ promotion to JAG. Anomalies were brought to the notice of FD regarding grant of increments while fixing their pay, since different departments are fixing the pay in different methods.

2. In this regard, attention of all the departments is brought to the notice of the provisions laid down after the implementation of 6th CPC as:

(i) Sub-Rule (2), (5) and (6) of Rule 4 of IAS (Pay) Second Amendment Rules, 2008 (copy of extract of GOI, DOPT's Notification dated 19th September, 2008 is enclosed - page 1-2)

(ii) Schedule I of IAS (Pay) Rules, 2007 (copy of extract of GOI, DOPT's Notification dated 15th April, 2009 is enclosed- page 3)

3. **In view of above, all the departments are hereby advised to fix the pay strictly in accordance with the provisions as contained in Rules. HOD/HOO of the departments are hereby directed to send the compliance in this regard to FD latest by 30-9-2017.**

4. In this regard, attention of all the departments is also brought to the provisions laid down after the implementation of 7th CPC recommendations and accordingly, the GOI, DOPT's letter No.20015/2/2015-AIS-II dated 7th April, 2017 (page 4-5) is enclosed for ready reference. All the departments are hereby advised to regulate the pay of officers who are promoted / inducted into IAS cadre after 1-1-2016 strictly in accordance with the GOI Orders.

5. This issues in consultation with Services Department, GNCTD.



(S.N.Sahai)

Pr. Secretary (Finance)

All Pr. Secretaries / Secretaries /
Heads of Departments, Govt. of NCT of Delhi

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Dated: 30/08/2017

Copy forwarded to:

1. Controller of Accounts, Pr. Accounts Office, GNCTD of Delhi
2. Controller of Accounts, Dte. of Audit, GNCTD.
3. PA to Pr. Secretary/Secretary/ Joint Secretaries, and all DSF, Finance Department
4. Website of FD

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

"(2) The pay of a member of the Service in the Junior Scale shall, on promotion to a post in the Senior Time Scale, be fixed in the revised pay structure as follows:

One increment on notional basis equal to 3% of the sum of the pay in the pay band and the existing grade pay shall be computed and rounded off to the next multiple of 10 and added to the existing pay in the pay band for Junior Scale of the Indian Administrative Service, thereafter, two additional increments at the rate of 3% of the sum of the pay in the pay band 3, arrived at after adding one increment on notional basis, and the grade pay of Rs.6600/- corresponding to the Senior Time Scale, shall be computed and rounded off to the next multiple of 10 and added successively to the existing pay in the pay band 3 to arrive at the pay for Senior Time Scale of Indian Administrative Service in the pay band. The second increment is to be calculated on the sum of the pay in the pay-band and existing grade pay, after addition of the first increment in the pay in pay-band. The grade pay of Rs.6600 corresponding to the Senior Time Scale shall be granted in addition to this pay in the pay band".

(c) for sub-rule (5), the following sub-rule shall be substituted, namely:-

"(5) The pay of a member of the Service in the Senior Time Scale shall, on promotion to the Junior Administrative Grade, be fixed in pay band 3 in the same manner as in the case of promotion from Junior Time Scale to Senior Time Scale by adding two additional increments at the rate of 3% of the sum of the pay in the pay band 3 and the grade pay of Rs.7600, computed and rounded off to the next multiple of 10 and added successively to the existing pay in the pay band 3, plus the grade pay of Rs.7600."

(d) for sub-rule (6), the following sub-rule shall be substituted, namely:-

"(6) The pay of a member of the Service in the Junior Administrative Grade shall, on promotion in the Selection Grade, be fixed in pay band-4 by granting two additional increments, computed on the minimum of the pay band plus grade pay and the grade pay of Rs.8700 shall be granted to the Selection Grade";

(e) for sub-rule (7), the following sub-rule shall be substituted, namely:-

"(7) The pay of a member of the Service in the Selection Grade, on promotion to the Super Time Scale and in the Super Time Scale, on promotion to the Above Super Time Scale, shall be fixed by adding one increment equal to 3% of the sum of the pay in the pay band - 4 and the existing grade pay, computed and rounded off to the next multiple of 10, to the existing pay in the pay band - 4 and the grade pay corresponding to the Super Time Scale and the Above Super Time Scale, as the case may be, shall be granted in addition to this pay in the pay band.";

(f) for sub-rule (8), the following sub-rule shall be substituted, namely:-

"(8) On promotion from one grade to another in the Service, a member of the Service shall have an option to get his pay fixed in the Pay Band of the higher post either from the date of his promotion or from the 1st day of July of the year, the date on which he subsequently earns an increment in the lower scale in the manner provided in the relevant sub-rule above; in the latter case, on the date of promotion, pay in the pay band shall be fixed as the same in the lower post but the grade pay shall be that attached to the higher post, with further re-fixation to be done in the manner provided in relevant sub-rules with effect from the 1st day of July, the date of accrual of the next increment in the lower scale".

3610 GI/08-8

MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS**(Department of Personnel and Training)****NOTIFICATION**

New Delhi, the 15th April, 2009

G.S.R. 253 (E).— In exercise of the powers conferred by sub-section (1) of section 3 of the All India Services Act, 1951 (61 of 1951), the Central Government after consultation with the Governments of the States concerned, hereby makes the following rules further to amend the Indian Administrative Service (Pay) Rules, 2007, namely:-

1 These rules may be called the Indian Administrative Service (Pay) Amendment Rules, 2009.

2 They shall be deemed to have come into force on the 1st day of January, 2006 except as otherwise provided.

3. In Schedule I of the Indian Administrative Service (Pay) Rules, 2007 (hereinafter referred to as the said rules), -

(a) for paragraph (1), the following paragraph shall be substituted, namely:-

“(1) Notwithstanding anything contained in the first proviso to sub-rule (1) of rule 3, and the Notes thereunder, the initial pay of a promoted officer or an officer appointed by selection, as the case may be, shall be fixed in the pay band 3 or pay band 4 by adding one increment equal to 3% of the sum of the pay in the pay band and the grade pay applicable which will be rounded off to the next multiple of 10. In addition, the grade pay of Senior Time Scale or Junior Administrative Grade or Selection Grade, corresponding to pay scale or grade pay in the State Service, shall be granted.

Provided that the grade pay attached to Selection Grade shall be granted with the pay in running pay band - 4 only.”

[F.No. 14021/11/2008-AIS-II]

HARJOT KAUR, Director

By Speed Post

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No.20015/2/2015-AIS-II
Government of India
Ministry of Personnel, Public Grievances & Pension
Department of Personnel & Training
AIS-II

New Delhi, dated the 7th April, 2017

To

THE CHIEF SECRETARIES OF ALL STATES/UTS

Subject: Pay fixation of SCS/Non-SCS officers promoted to IAS subsequent to the implementation of 7th CPC recommendations-reg.

Sir/Madam

In accordance with the provisions contained in Schedule I of the Indian Administrative Service (Pay) Rules, 2016, the initial pay of a promoted officer or an officer appointed by selection, as the case may be, shall be fixed after grant of an increment at the stage of the senior scale next above his actual pay provided that if such stage of pay happens to be common to different components of the Senior Scale, pay shall be fixed in the lower or the lowest component, as the case may be, of the Senior Scale.

2. The Rule 5(6) of IAS (Pay) Rules, 2016 provides for the fixation of pay of a Member of Service on promotion to Selection Grade (Level -13) of Pay Matrix by adding one increment in the Level-12 of the Pay Matrix and two additional increments in the Level 13 to which he is promoted. Rule 5 (5) of IAS (Pay) Rules, 2016 provides that the pay of a member of the Service in the Senior Time Scale shall, on promotion to the Junior Administrative Grade, be fixed in Level 12 of the Pay Matrix.

3. Subsequent to the implementation of 7th CPC recommendations, queries have been raised by various State Governments on the following issues:

- (a) Regulation of increments on actual promotion of officers to JAG/Selection Grade when pay was fixed initially in PB-4 (GP 8700) to protect the pay drawn in the State Civil Service.
- (b) Fixation of pay officers who were promoted to IAS in Senior Time Scale/Junior Administrative Grade after 01.01.2016.

4. In this regard, it is clarified in respect of para 3(a) and in view of the extant provision of Rule 5(6) of IAS (Pay) Rules, 2016, the two additional increments due to MoS inducted into the IAS and on actual promotion to the Selection grade/JAG cannot be denied due to pay being initially fixed in the Selection grade/JAG. In such cases, the State Government may kindly ensure that the pay of these officers on actual promotion to JAG/Selection Grade are re-fixed (only for the purpose of fixing pay on promotion) at Level 11/12 of the Pay Matrix as per current pay drawn and given one increment in the Junior Scale and thereafter two additional increments shall be allowed at the Level to which the officer has been promoted.

5. In respect of para 3(b), the initial pay of an officer inducted into the IAS shall be fixed in the respective level of the Senior Scale i.e Level 11, 12 or 13 based on the year of allotment in the IAS. However, the pay drawn in the state civil services will be protected in the concerned Level. An illustration of pay fixation of an officer inducted in IAS is given below:

Const-2

Mr. X who is drawing pay at Rs. 48920 (Rs.40220 (pay in the pay band + Rs.8700 (GP) is inducted to IAS on 04.03.2016. He is allotted 2010 batch. The pay on induction to IAS would be fixed as under:

S.No.	Status	Pay fixation
1.	Last Pay drawn by the officer in the State (as on 04.03.2016)	Rs.48920 (Rs.40220 (pay in the pay band + Rs.8700 (GP)
2.	Date of promotion in IAS	04.03.2016
3.	Year of allotment	2010
4.	Pay fixation in IAS as on (04.03.2016) as per 7 th CPC (The officer has the option either to get the pay fixed from the date of promotion or from the date of annual increment).	Rs.48920 X 2.57 =125725. Equivalent stage available at Level 11 is 126300/-. After grant of one increment his pay is fixed at 130100/- (Since the officer has been allotted 2010 batch he is eligible for pay fixation at Senior Time Scale (Level 11). The pay of the officer has also been simultaneously protected.
5.	Pay fixed in IAS	Rs.130100 at Level 11 in the Pay Matrix
6.	Date of next increment	01.01.2017 or 01.07.2017 (as per the option exercised by the officer in terms of Rule 6 of IAS (Pay) Rules, 2016.

6. The Rule 6 of IAS (Pay) Rule, 2016 provides for exercise of option of fixation of pay by the officers as under:

"...any member of Service may opt to continue to draw pay in the existing pay structure until the date on which he earns his next of any subsequent increment in the existing pay structure or until he vacates his post or ceases to draw pay in that pay structure

...further in cases where a member of the Service has been placed in a higher scale between the 1st January, 2016 and the date of notification of these rules on account of promotion or upgradation, the member of Service may opt to switch over to the revised pay structure from the date of such promotion or upgradation, as the case may be."

7. All the State Governments are requested to adhere/comply with the aforesaid instructions while fixing the pay of promoted IAS officers.

8. This issues with the approval of the competent authority.

Yours faithfully,

(Rajesh Kumar Yadav)

Under Secretary to the Government of India

Copy for information to :

1. IPS-II, Ministry of Home Affairs, North Block, New Delhi for similar action.
2. UTS-I, Ministry of Home Affairs, North Block, New Delhi for similar action
3. Ministry of Environment, Forest, Climate Change (IFS-II), Jor Bagh, New Delhi New Delhi for similar action
4. NIC, DoPT for uploading (Link: OM & Orders→Service→Pay.

(Rajesh Kumar Yadav)

Under Secretary to the Government of India