

©

Government of Kerala
കേരള സർക്കാർ
2012



Reg. No. രജി. നമ്പർ
KL/TV(N)/12/12-14

KERALA GAZETTE
കേരള ഗസറ്റ്
EXTRAORDINARY

അസാധാരണം.

PUBLISHED BY AUTHORITY
ആധികാരികമായി പ്രസിദ്ധപ്പെടുത്തുന്നത്

Vol. LVII വാല്യം 57	Thiruvananthapuram, Monday തിരുവനന്തപുരം, തിങ്കൾ	26th March 2012 2012 മാർച്ച് 26 6th Chaithra 1934 1934 ചൈത്രം 6	No. നമ്പർ	} 601

GOVERNMENT OF KERALA

Finance (Rules A) Department

NOTIFICATION

G. O. (P) No. 183/2012/Fin. Dated, Thiruvananthapuram, 26th March, 2012.

S. R. O. No. 193/2012.—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 Kerala Service Rules, namely:—

RULES

1. *Short title and commencement.*—(1) These rules may be called the Kerala Service (Amendment) Rules, 2012.

(2) They shall come into force at once.

PRINTED AND PUBLISHED BY THE SUPERINTENDENT OF GOVERNMENT PRESSES
AT THE GOVERNMENT CENTRAL PRESS, THIRUVANANTHAPURAM, 2012.

33/1251/2012/DTP.

2. *Amendment of the Rules.*—In Part I of the Kerala Service Rules, in rule 60,—

(i) for sub-rule (a), the following sub-rule shall be substituted, namely:—

“(a) Except as otherwise provided in these rules the date of compulsory retirement of an officer shall take effect from the afternoon of the last day of the month in which he attains the age of 56 years. He may be retained after this date only with the sanction of the Government on public grounds which must be recorded in writing, but he must not be retained after the age of 60 years except in very special circumstances.”;

(ii) for sub-rule (c), except the Explanation and Note thereunder, the following shall be substituted, namely:—

“(c) The teaching staff of all Educational Institutions (including Principals of Colleges) who complete the age of 56 years during the course of an academic year shall continue in service till the last day of the month in which the academic year ends; but the extended period of service shall not be reckoned for any service benefits such as increment, higher grade, accrual of leave, promotion and pay revision effective from a date after the date of superannuation under sub-rule (a) of rule 60. The period shall not be counted as qualifying service for pension and the pay received during the period shall not be reckoned for computing average emoluments or pensionary benefits or commuted value of pension. If they are on leave on the day they attain the age of 56 years and fail to rejoin duty on the first working day immediately after the date of superannuation, they shall be retired with effect from the date of superannuation under sub-rule (a) of rule 60. But, in cases where officers coming under this rule are under suspension on the date of superannuation or thereafter, but before the closing day of the academic year, they shall be retired from service on the date of superannuation or on the date of suspension, whichever is later.

If, however, the day on which the teaching staff (including Principals of Colleges) attain the age of 56 years falls within the period of one month beginning with the day of reopening of the institutions, they shall cease to be on duty with effect from the date of such reopening and they shall be granted additional leave from the date of reopening to the last day of the month in which they attain the age of 56 years. They shall be entitled to the benefit of increment if it falls due before the actual date on which they attain the age of 56 years.

If they are eligible to continue in service till the close of the academic year under the 1st paragraph of this sub-rule, they shall be granted additional leave from the date of closing for vacation till the last day of the month when the date of closing is earlier than the last day of the month.

The additional leave granted under this sub-rule will not be counted against the eligible leave and will count for pension. During the period of leave they will draw leave allowance at the same rate as the pay and allowances they would have drawn if they were on duty.”;

(iii) Note 1 under item No.7 below the Explanation to sub-rule (c) shall be omitted;

(iv) in Note 3, for the figure “55” the figure “56” shall be substituted;

(v) for Note 7, the following Note shall be substituted, namely:—

“*Note 7:—*Completion of 56 years of age in service is in the afternoon and not in the forenoon. A person whose date of birth is first of July completes his 56th year on 30th June, and that date (30th June) is the last day of the month in which he completes the 56th year. On first of July he is on his 57th year and that day is a non-working day for him. He shall cease to be in service on and from the 1st July.”;

(vi) below Note 7, the following Note shall be inserted, namely:—

“*Note 8:—*A teacher whose date of birth is first July and who attains the age of 56 years shall not continue in service till the end of the academic year.”;

(vii) below Note 10, the following Note shall be inserted, namely:—

“*Note 11:—*In cases where the academic year in respect of the institutions under the Director of Public Instruction is extended beyond the 31st of March in any year, the teaching staff of such institutions who are allowed to continue in service beyond the date of superannuation under sub-rule (c) shall retire on the last day of March itself.”.

By order of the Governor,

V. P. Joy,

Principal Secretary to Government.

Explanatory Note

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

As per rule 60(a), Part I Kerala Service Rules, all Government employees and teachers who attain the age of 55 years during the course of the financial year will continue in service till the end of the financial year i.e, the date of retirement of Government employees and teachers will take effect from 31st March every year. This unification of date of retirement has led to several administrative difficulties and dispensation of unequal service benefits to Government employees. Hence, the Government have reviewed the unification of the date of retirement of the Government employees and teachers and decided to enhance the age of retirement of Government employees and teachers from 55 to 56 years vide G. O. (P) No. 170/2012/Fin. dated 22-3-2012. In order to give statutory validity to the said Government Order Government have decided to make necessary amendments in rule 60, Part I of the Kerala Service Rules.

The notification is intended to achieve the above object.

To

The Principal Accountant General (Audit), Kerala, Thiruvananthapuram, etc.

The Accountant General (A&E), Kerala, Thiruvananthapuram.

All Heads of Departments and Offices.

All Departments and Sections of the Secretariat.

The Director of Treasuries, Thiruvananthapuram.

The Secretary, Kerala Public Service Commission, Thiruvananthapuram
(with C.L.).

The General Manager, K.S.R.T.C., Thiruvananthapuram.

The Registrar, High Court of Kerala, Ernakulam (with C. L.).

The Registrar, Kerala Administrative Tribunal, Thiruvananthapuram (with C. L.).

The Registrars, University of Kerala/Kochi/Calicut/Mahatma Gandhi/Kannur
(with C. L.).

The Registrar, Kerala University of Health and Allied Sciences, Thrissur (with C. L.).

The Registrar, Sree Sankara Sanskrit University, Kalady (with C.L.).

- The Registrar, Kerala Veterinary and Animal Sciences University, Wayanad (with C. L.).
- The Registrar, Fisheries University, Ernakulam. (with C. L.).
- The Registrar, Kerala Lok Ayukta, Thiruvananthapuram.
- The Registrar, Kerala Agricultural University, Mannuthi.
- The Secretary Ombudsman for Local Self Government, Thiruvananthapuram.
- The Advocate General, Kerala, Ernakulam (with C. L.).
- The Secretary, K.S.E.B., Thiruvananthapuram (with C. L.).
- All Principal Secretaries/Secretaries/Special Secretaries/Additional Secretaries/Joint Secretaries/Deputy Secretaries/Under Secretaries to Government.
- The Secretary to Governor, Raj Bhavan.
- The Private Secretary to Speaker/Deputy Speaker of the Legislative Assembly.
- The General Administration (SC) Department vide item No. 1386 dated 21-3-2012.
- The Additional Secretary to the Chief Secretary.
- The Secretary, Human Rights Commission, Thiruvananthapuram.
- The Private Secretaries to the Chief Minister and other Ministers.
- The Private Secretary to the Leader of Opposition.
- The State Election Commissioner, Kerala, Thiruvananthapuram.
- The State Chief Information Commissioner (with C. L.).
- The Nodal Officer, www.finance.kerala.gov.in.
- The Stock File/Office Copy.
-