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GENERAL ADMINISTRATION & PUBLIC GRIEVANCE DEPARTMENT

NOTIFICATION

The 22nd August, 2023

No.24706—GAD-FE-PSC-0009/2019/Gen.— In exercise of the powers conferred by Article 318 of the Constitution of India, the Governor of Odisha is pleased to make the following regulation further to amend the Odisha Public Service Commission (Conditions of Service) Regulations, 1952, namely:—

1. Short title and commencement. — (1) These regulations may be called the Odisha Public Service Commission (Conditions of Service) Amendment Regulations, 2023.

(2) They shall come into force on the date of their publication in the *Odisha Gazette*.

2. In the Odisha Public Service Commission (Conditions of Service) Regulations, 1952 (here-in-after referred to as the said regulation), in regulation 4,-

(i) in sub-regulation (a), for the figures and words “Rs.64,000/-(Sixty-four thousand)” and “Rs.58,000/-(Fifty-eight thousand)” the figures and words “Rs.2,25,000/-(Two lakh twenty-five thousand)” and “Rs.1,82,000/- (One lakh eighty-two thousand)” shall respectively be substituted; and

(ii) in sub-regulation (b), for clause (i), the following clause shall be substituted, namely:—

“(i) if a person is appointed as Chairman or Member while in Government service, he shall have to retire from Government service, before assuming the office of the Chairman or Member of the Commission, as the case may be, and in such case, he shall be entitled to receive the pay fixed as in sub-regulation (a) minus the gross amount of pension including any portion thereof which might have been commuted.”.

3. In the said regulation, in regulation 7, sub-regulation (3) shall be omitted.

4. In the said regulation, for the word and figure “Section 2—Pension” appearing under Part III-Conditions of Service of Members, the word and figure “Section 2— Terminal Benefits” shall be substituted.

5. In the said regulation, in regulation 8,—

- (i) sub-regulations (2), (3) and (4) shall be omitted;
- (ii) in sub-regulation (5),

- (a) in first proviso, for the word “pension” the words “pension and gratuity” shall be substituted;

- (b) for the second proviso, the following proviso shall be substituted, namely: -

“Provided further that a Member who at the date of his appointment was enrolled under the New Restructured Defined Contribution Pension Scheme (now National Pension System; NPS) or Contributory Provident Fund Scheme, shall continue to do so till attaining the age of superannuation of his parent service.” ;

- (iii) after the second proviso and before the NOTE, the following NOTE shall be inserted, namely :-

“**NOTE-A** :- The benefit shall be made applicable in case of Members who on appointment has not arrived at the superannuation age which shall discontinue on attainment at that age.” ;

- (iv) for the sub-regulation (6), the following sub-regulation shall be substituted, namely:—

“(6) The pension payable under sub-regulation (5) may be commuted.”

- (v) for the sub-regulation (7), the following sub-regulation shall be substituted, namely:—

“(7) The authority competent to grant pension and gratuity to a Member shall be the Governor of Odisha.” ;

- (vi) in the sub-regulation (8), the second paragraph shall be omitted ;

- (vii) after sub-regulation (9), the following proviso shall be inserted, namely:—

“Provided that maximum limit of the gratuity of Chairman or Member of the Commission shall not exceed to Rs.20 Lakhs while calculating both the services rendered in the Commission and the earlier Government service from which he retired before joining in the Commission taken together.” ; and

- (viii) for the sub-regulation (10), the following sub-regulation shall be substituted, namely:—

“(10) The Chairman and Member who has joined in the Commission prior to commencement of Odisha Public Service Commission (Conditions of Service) Amendment Regulations, 2023 shall be entitled to get pension calculated at the rate of rupees one thousand four hundred per annum for each completed year of service and irrespective of the number of years of service in the Commission, the maximum amount of pension shall not exceed rupees seven thousand per annum:

Provided that if the period of service rendered is one year and six months or more but less than two years it shall be rounded off to two years while computing the tenure of such Member.”.

6. In the said regulations, in regulation 13, -

(i) sub-regulation (a), (b) and (d) shall be omitted and

(ii) for sub-regulation (c), the following sub-regulation shall be substituted, namely:—

" (c) A Government servant who is appointed as Member before retirement, shall be eligible to continue to subscribe to the General Provident Fund (Odisha), A.I.S.P.A. or the Central Provident Fund as the case may be, till the date of superannuation from his parent service. On attaining the age of retirement, the Fund Account of the Members shall be closed and balance paid to him.".

7. In the said regulations, the regulation **13-A shall be omitted.

By Order of the Governor

SURENDRA KUMAR

Additional Chief Secretary to Government