

CLARIFICATIONS
REG DELINKING OF REVISED PENSION FROM 33 YEARS QUALIFYING SERVICE
VIDE DOP&PW OM DATED 6-4-2016

This is in reference to the queries by some Pensioners regarding the effect on the pension already fixed from 1-1-2006 after the issue of DOP&PW OM Dated 6-4-2016 delinking revised pension from 33 years qualifying service. It is clarified as under:

1. Operative Paras of OM dated 6-4-2016 provide that:

a) Para 6 of OM dated 6-4-2016, reads as under:

“revised consolidated pension of pre-2006 pensioners shall not be lower than 50% of the minimum of the pay in the Pay Band and the grade pay (wherever applicable) corresponding to the pre-revised pay scale as per fitment table without pro-rata reduction of pension even if they had qualifying service of less than 33 years at the time of retirement. Accordingly, Para 5 of this Department's OM of even number dated 28.1.2013 would stand deleted. The arrears of revised pension would be payable with effect from 1.1.2006.

NOTE: *The deleted Para 5 of OM dated 28-1-2013 had stipulated that the pension will be reduced pro-rata, where the pensioner had less than the maximum required service for full pension as applicable before 1-1-2006.*

b) Para 3 of OM dated 6-4-2016 reads as under:

“Orders were issued vide this Department's OM of even number dated 28.1.2013 for stepping up of pension of pre-2006 pensioners w.e.f. 24.9.2012 to 50% of the minimum of pay in the pay band and grade pay corresponding to pre-revised pay scale from which the pensioner retired. Para 5 (*It should have been written as Para 7 and not Para 5*) of this OM provides that in case the consolidated pension/family pension calculated as per para 4.1 of O.M. No.38/37/08-P&PW (A) dated 1.9.2008 is higher than the pension/family pension calculated in the manner indicated in the O.M. dated 28.1.2013, the same (higher consolidated pension/family pension) will continue to be treated as basic pension/family pension.”

c) Para 4 of DOP&PW OM Dated 6-4-2016 reads as under:

“ ... vide this Department's OM of even number dated 30.7.2015 that the pension/family pension of all pre – 2006 pensioners/family pensioners may be revised in accordance with this Department's O.M. No.38/37/08-P&PW(A) dated 28.1.2013 with effect from 1.1.2006 instead of 24.9.2012.”

2. Clarifications:

- i) Hitherto, qualifying service (QS) of 33 years entitled pre 2006 pensioners for full pension. Pension was reduced on pro-rata basis for less than 33 years service unlike for pensioners retiring after 1-1-2006 where the qualifying service for full pension was reduced to 20 years as per 6th CPC recommendations. With the above orders of 6-4-2016, the linkage of full pension with 33 years of QS has also been dispensed with for pre 2006 pensioners and a pensioner with a minimum QS of 20 years will be entitled to full pension. Likewise those pre 2006 pensioners who are entitled to pension after QS of 10 years will also get full pension now.
- ii) Some Pensioners had mentioned that courts had directed for “full parity” in the related cases but this order does not allow full parity with Post 2006 Pensioners. It is clarified as under:
 - a) Courts had directed for “full Pension” & not for “full parity” in these cases.
 - b) Pre-2006 Pensioners have now been granted “Modified Parity” (and not FULL Parity) as per accepted Recommendations of Sixth CPC vide Resolution dated 29-8-2008 - as upheld in the Judgments of various courts (*including CAT, HC & SC*).
 - c) Demand for full Parity has been accepted only by the Seventh CPC, and as such, will be applicable after the acceptance of the same by the Government from 1-1-2016.
- iii) A TABLE IS ATTACHED HERewith. SHOWING MINIMUM REVISED PENSION / FAMILY PENSION OF PRE-2006 PENSIONERS W.E.F 1-1-2006 CONSEQUENT UPON DELINKING OF REVISED PENSION FROM 33 YEARS QUALIFYING SERVICE WITHOUT PRO-RATA REDUCTION VIDE DOP&PW OM NO.38/37/08-P&PW(A) DATED 6-4-2016 READ WITH DOP OM F. NO.38/37/08-P&PW(A) DATED 28-1-2013 & 30-7-2015.

RSCWS

Encl: One Table

**MINIMUM REVISED PENSION / FAMILY PENSION OF PRE-2006 PENSIONERS W.E.F 1-1-2006
CONSEQUENT UPON DELINKING OF REVISED PENSION FROM 33 YEARS QUALIFYING SERVICE
WITHOUT PRO-RATA REDUCTION**

*VIDE DOP&PW OM NO.38/37/08-P&PW(A) DATED 6-4-2016 *
READ WITH DOP OM F. NO.38/37/08-P&PW(A) DATED 28-1-2013 & 30-7-2015*

5 TH CPC PAY SCALES	6 TH CPC PAY BAND	REVISED PAY STRUCTURE PAY BAND & GRADE PAY	MINIMUM REVISED BASIC PENSION FROM 1-1-2006	MINIMUM REVISED FAMILY PENSION FROM 1-1-2006
1	2	3	4	5
S-4(2750-4400)	PB-1	5200-20200+1800	3665	3500
S-5(3050-4590)	PB-1	5200-20200+1900	3890	3500
S-6(3200-4900)	PB-1	5200-20200+2000	4030	3500
S-7(4000-6000)	PB-1	5200-20200+2400	4920	3500
S-8(4500-7000)	PB-1	5200-20200+2800	5585	3500
S-9 (5000-8000)	PB-2	9300-34800+4200	6750	4050
S-10 (5500-9000)	PB-2	9300-34800+4200	7215	4329
S-11(6500-6900)	PB-2	9300-34800+4200	8145	4887
S12((6500-10500)	PB-2	9300-34800+4200	8145	4887
S-13 (7450-11500)	PB-2	9300-34800+4600	9230	5538
S-14 (7500-12000)	PB-2	9300-34800+4800	9375	5625
S-15 (8000-13500)	PB-2	9300-34800+5400	10140	6084
New scale (Gr A entry) (8000-13500)	PB-3	15600-39100+5400	10500	6300
S-16,(9000)	PB-3	15600-39100+5400	11070	6642
S-17(9000-9550)	PB-3	15600-39100+5400	11070	6642
S-18(10325-10975)	PB-3	15600-39100+6600	12905	7743
S-19 (10000-15200)	PB-3	15600-39100+6600	12600	7560
S-20 10650-15850)	PB-3	15600-39100+6600	13205	7923
S-21(12000-16500)	PB-3	15600-39100+7600	14960	8976
S-22 (12750-16500)	PB-3	15600-39100+7600	15660	9396
S-23(12000-18000)	PB-3	15600-39100+7600	14960	8976
S-24 (14300-18300)	PB-4	37400-67000+8700	23050	13830
S-25 (15100-18300)	PB-4	37400-67000+8700	24195	14517
S-26 (16400-20000)	PB-4	37400-67000+8900	24295	14577
S-27(16400-20900)	PB-4	37400-67000+8900	24295	14577
S-28 (14300-22400)	PB-4	37400-67000+10000	23700	14220
S-29 (18400-22400)	PB-4	37400-67000+10000	27350	16410

Note: - 1. The above table gives the minimum revised basic pension /family pension from 1-1-2006.
2 Those getting higher pension than in cols. 4 & 5 will continue to get higher pension.
3. Pension figures are applicable to pensioners with less than 80 years of age. (Additional Pension shall be extra).
4 The arrears due upon delinking of pension from QS of 33 years from 1-1-2006 to 30-6-2016 can be calculated by a simple thumb rule of 194.4xD where D is the difference between minimum revised pension/family pension in cols. 4 & 5 and the pro-rata pension fixed at present for those with less than 33 years of QS.

Compiled by: *N.P.MOHAN. CE WR (Retd.) & President RSCWS 13-4-2016*