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ABSTRACT

Establishment – Tamil Nadu Municipal Engineering Service – Thiru R.Vijayakumar, Chief Engineer (Retired), Office of the Commissioner of Municipal Administration – Service terms and conditions – Orders – Issued.

Municipal Administration and Water Supply (ME.III) Department

G.O.(D)No.75

Dated: 15.02.2013
Read:-

- (1) G.O.(D)No.55, Municipal Administration and Water Supply (ME.III) Department, dated 30.06.2006.
- (2) G.O.(D)No.566, Municipal Administration and Water Supply (ME.III) Department, dated 11.12.2001.
- (3) G.O.(D)No.15, Municipal Administration and Water Supply (ME.III) Department, dated 08.01.2002.
- (4) G.O.(D)No.190, Municipal Administration and Water Supply (MC.V) Department, dated 15.04.2004.
- (5) G.O.(2D) No.154, Municipal Administration and Water Supply (MC.IV) Department, dated 16.12.2008.
- (6) G.O.(D)No.3, Municipal Administration and Water Supply (ME.III) Department, dated 06.01.2012.
- (7) G.O.(D)No.28, Municipal Administration and Water Supply (ME.III) Department, dated 03.02.2012.
- (8) G.O.(D)No.195, Municipal Administration and Water Supply (ME.IV) Department, dated 29.06.2012.
- (9) From the Commissioner of Municipal Administration's letter Roc.No.41125/F1/2012, dated 09.05.2012, 10.07.2012 and 10.09.2012.

ORDER:-

The Commissioner of Municipal Administration in his letter ninth read above has stated that in the Government order first read above Thiru R.Vijayakumar, Assistant Executive Engineer of Erode Municipality was promoted as Executive Engineer and posted as Regional Executive Engineer, Office of the Regional Director of Municipal Administration, Madurai. Consequent to this, the individual was relieved from duty on 06.02.2011 from the Erode Municipality and joined duty on the forenoon of 14.02.2001 at the Office of the Regional Director of Municipal Administration, Madurai. Subsequently the individual was transferred from the Office of the Regional Director of Municipal Administration, Madurai on the forenoon of 26.12.2001 and posted at Dindigul Municipality. He joined duty on the forenoon of 02.01.2002 in Dindigul Municipality - vide Government order second read above.

Handwritten signature and initials:
S. P. Subramanian
M. P. Subramanian

2. The Commissioner of Municipal Administration has stated that as per Government order third read above, the individual was transferred from Dindigul Municipality on the Afternoon of 10.01.2002 and joined duty as Executive Engineer, at Erode Municipality on the forenoon of 11.01.2002.

3. The Commissioner of Municipal Administration has further stated that the individual was transferred to Salem Corporation on deputation –vide Government order fourth read above. He was relieved from Erode Municipality on the Afternoon of 15.5.2004 and joined as Executive Engineer at Salem Corporation on the forenoon of 21.05.2004. Subsequently, he was promoted and posted as Superintending Engineer (JnNURM) temporary under deputation to Madurai City Corporation –vide Government order fifth read above and relieved from Salem Corporation on the Afternoon of 16.12.2008 and joined duty on the forenoon of 17.12.2008 at Madurai City Corporation.

4. The temporary service of the Superintending Engineer was regularized in the Government order sixth read above, Thiru R.Vijayakumar, Superintending Engineer (JnNURM) under deputation of Madurai City Municipal Corporation was promoted and posted as Chief Engineer in the Office of the Commissioner of Municipal Administration –vide Government order seventh read above and on attaining the age of superannuation he was allowed to retire from service on the afternoon of 30.06.2012, without prejudice to the departmental disciplinary proceedings pending against him –vide Government order eight read above.

5. The Commissioner of Municipal Administration has requested that service terms and conditions in respect of Thiru R.Vijayakumar have to be framed for rendering foreign service on deputation, so as to remit the leave salary and pensionary contribution by the foreign employer as per rule 110-114 of Fundamental Rules, for which existing regular post of Executive Engineer and Superintending Engineer has to be converted in to contract post from the date of assumption of charge of the individual to the date of his relief / retirement.

6. The proposal of the Commissioner of Municipal Administration has been examined in detail and accept the same and ordered that the foreign service on contract rendered by Thiru R.Vijayakumar, Chief Engineer (Retired) at Salem Corporation and Madurai Corporation will be Governed by the following terms and conditions:-

- (i) The appointment of Chief Engineer will be for a period of three years from the date of relief from the post of Superintending Engineer, Madurai City Municipal Corporation and date of joining in this Commissionerate at the first instance.
- (ii) He will draw the eligible pay and other allowances as applicable to the present post held by him in the foreign body.
- (iii) The foreign body shall recover the subscription of Provident Fund at every month from his pay at the rate specified by the Government from time to time and remit it to his parent body (i.e) previous Municipality.
- (iv) He shall be deemed to be a member of the parent body for the purpose of the disciplinary rules under the Tamil Nadu Municipal Service

(Discipline and Appeal) Rules, 1976, which is applicable to the staff in the Municipal Engineering Service. Notwithstanding the fact that his services are placed at the disposal of the Government, if he commits any act of omission or commission, which makes him liable to the penalty specified in the said rules, the foreign body shall be the competent authority to initiate the disciplinary proceedings against him and to impose such penalties on him, specified in the relevant said rules, during the deputation period.

- (v) The leave salary and pension contribution shall be met out by the foreign body in the event of appointing him in the foreign service by deputation. The Gratuity shall be borne only by the parent body.
- (vi) The foreign body shall sanction the leave salary contribution at the termination of the deputation period after deducting the actual earned leave availed. If the earned leave applied for in a year, while on deputation, exceeds the leave salary contribution that would accrue for the tenure of period mentioned in the appointment, first the foreign body shall bear the entire leave salary for the excess earned leave period and then his parent body shall bear the liability by reimbursing the amount to the foreign body.
- (vii) Regarding the reimbursement of medical expenditure, it may be left to the option Thiru R.Vijayakumar on contract to get his medical expenditure reimbursed, either from the foreign body or from the parent body, subject to the stipulation that the option once exercised, it shall be final for the entire service of deputation.

(BY ORDER OF THE GOVERNOR)

C.V.SANKAR
PRINCIPAL SECRETARY TO GOVERNMENT.

To

✓ The Commissioner of Municipal Administration, Chepauk, Chennai – 600 005.
The Director of Local Fund Audit, Chennai – 600 108.
The Accountant General, Chennai – 600 018.

Copy to:-

The Special Personal Assistant to Minister (Municipal Administration and Rural Development), Chennai - 600 009.
The Private Secretary to Additional Chief Secretary, Municipal Administration and Water Supply Department, Chennai- 600 009.
The Municipal Administration and Water Supply (OP2.) Department, Chennai- 600 009.

//Forwarded by Order//

d. S. Rangaraj
19/02/13
Section Officer.

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