

WESTERN RAILWAY

P.S.No.05/2015

Headquarter Office,
Churchgate, Mumbai-20

No. E(PC)767/0 Vol. IV

Date: 16.02.2015

To,
All DRMs / CWMs & Units Incharge,
C/- Genl. Secy., WREU-GTR / WRMS-BCT.
C/- ZS-All India SC/ST Rly Employees. Assn, 'W' Zone, Mumbai
C/- ZS-All India OBC Rly Empl. Assn, Mumbai.

Sub: Fixation of pay on promotion from higher grade to lower grade in
6th CPC Pay Structure.

Ref: Railway Board's letter No.PC-VI/2014/2/4 dt.7.1.2015.

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A reference was made to Railway Board vide this Office letter
No.E/PC/767/6th PC/1/HQ dt.4.6.2009 (Copy enclosed) seeking clarification
regarding fixation of pay from higher grade pay to lower grade pay.

Board's clarification in this regard received vide letter No. PC-
VI/2014/2/4 dated 07.01.2015 is enclosed herewith for information and
necessary action.

Encl: As above.



(Smita Mhasde)
APO(B&A)
For General Manager (E)

GOVERNMENT OF INDIA
MINISTRY OF RAILWAYS
(RAILWAY BOARD)

PC-VI 2014/Z/4

New Delhi, Dated 07.01.2015


The General Manager (P),
Western Railway,
Headquarter Office
Personnel Deptt.
Churchgate, Mumbai - 400020

(Kind Attn: Shri P.K. Gopikumar, Dy. CPO(NG), W. Rly.)

- Sub: Fixation of pay on promotion from higher grade to lower grade in 6th CPC Pay Structure.
Ref: Western Railway's letter No. E(PC)767/6th PC/1/2 dated 06.03.2014 and subsequent reminders dated 12.12.2014.

Please connect Western Railway's letters under reference. In this regard, it is stated that consequent upon implementation of 6th CPC pay structure by the government, Railway Services (Revised Pay) Rules, 2008 have been notified vide GSR 643 (E) dt. 4.9.2008. The revised pay structure is effective from 1.1.2006 and fixation of pay on promotion in revised pay structure effective from 1.1.2006 from one Grade Pay to another is governed by Rule 13 of RS(RP) Rules, 2008. However, existing employees who were placed in higher pay scale due to promotion or upgradation etc. during the period 1.1.2006 & the date of notification of above rules were given option vide second proviso of Rule 5 of above rules to opt for the revised pay structure from the date of placement in such higher scale due to promotion upgradation etc.

Accordingly, if the employee in question had opted revised pay structure from the date of placement in higher pre-revised scale of Law Assistant (viz. Rs. 6500-10500) her pay will be fixed based on her pay in the post of Law Assistant inclusive of the benefit of pay fixation already permitted under provisions of Rule 13(1) (a) (1) R II prior to notification of RS(RP) Rules, 2008. However, if the employee had opted revised pay structure w.e.f. 1.1.2006 her pay will be fixed as on 1.1.2006 under rule 7 of RS(RP) Rules, 2008 based on her pay in the grade of Nursing Sister & thereafter re-fixed on date of appointment as Law Assistant as per the provisions of Rule 13 of RS(RP) Rules, 2008. However, benefit of additional increment under above rule will not be available in revised pay structure.


(Vikram Gulati)

Director, Pay Commission - II
Railway Board

WESTERN RAILWAY

Headquarter office,
Churchgate, Mumbai-20

No.E/PC/767/6th PC/1/HQ

Dt: 04.06.2009

The Executive Director,
Pay Commission (II),
Railway Board,
New Delhi.

Sub: VIth Pay Commission – Pay Fixation

Ref: i) Railway Board's Notification dt.04.09.08 (RBE No.103/08)
ii) Railway Board's letter No.PC-VI/2008/1/RSRP/1 dt.11.09.08
and 22.09.08.

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In terms of Section II of the First Schedule enclosed with Railway Board's letter dated 11.09.2008, Law Assistants who were previously in Grade Rs.6500-10500 are placed in Pay Band-2 in Scale Rs.9300-34800 with Grade Pay Rs.4600/- and in terms of Board's letter dated 22.09.2008, Nursing Sister in Scale Rs.5500-9000 are placed in Pay Band-2 in Scale Rs.9300-34800 with Grade Pay Rs.4800/-.

Prior to the receipt of the VIth Pay Commission Revised Scales, an employee working as Nursing Sister in Scale Rs.5500-9000 and drawing Pay Rs.6550/- was promoted as Law Assistant in Scale Rs.6500-10500 from 06.09.2007. The Pay fixation was done from 06.09.2007 as per Pay Rule 1313 (1)(a)(1) R-II as there was assumption of higher duties and responsibilities.

In the VIth Pay Commission, Nursing Sister Scale Rs.5500-9000 is placed in Pay Band-2 in Scale Rs.9300-34800 with Grade Pay Rs.4800/- whereas the post of Law Assistant, Scale Rs.6500-10500 is placed in Pay Band-2 in Scale Rs.9300-34800 with Grade Pay Rs.4600/-. Prior to receipt of VIth Pay Commission, employees promoted from Scale Rs.5500-9000 to Scale Rs.6500-10500 were eligible for fixation of pay under Rule 1313 (1)(a)(1) R II. Upon receipt of VIth Pay Commission, it is not clear whether in such cases i.e. on promotion from higher grade pay to lower grade pay, pay fixation can be done as per Board's Notification dated 04.09.2008.

Board are requested to confirm the above.


— (N.H. Dave) 4/b
DY.CPO(PC)
For General Manager (E)