

IWAI Pension Regulation

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INLAND WATERWAYS AUTHORITY OF INDIA

NOTIFICATION

New Delhi, the 28th March, 1994

No. IWAI/FIN/PF/4325/92.—In exercise of the powers conferred by sub-section (2) of Section 8 read with Sub Section (2)(b) of Section 35 of the Inland Waterways Authority of India Act, 1985 (82 of 1985), the Inland Waterways Authority of India with the previous approval of the Central Government hereby makes the following regulations, namely :—

1. Short title and commencement.—(i) These regulations may be called the Inland Waterways Authority of India (Pension Fund) Regulations, 1993.

(ii) They shall come into force on the date of publication in Official Gazette.

2. Definitions.—In these regulations, unless the context otherwise requires:—

(a) "Act" means the Inland Waterways Authority of India Act, 1985 (82 of 1985);

(b) "Authority" means the Board of management for Inland Waterways Authority of India;

(c) "Chairman" shall have the meaning assigned to him in Inland Waterways Authority of India Act, 1985;

(d) "Employee" means an employee of the Authority whether permanent or temporary who had died or retired or resigned from the service under the Authority or whose services have been terminated but does not include any permanent or temporary employees of the Central or State Government or a local body or other Authority on deputation with the Authority;

(e) "Fund" means the Inland Waterways Authority of India Pension Fund established under these regulations;

(f) "General Account" means the general account of the Authority;

(g) "Pension" includes family pension;

(h) "Pension Regulations" means all existing rules and orders to provide pensions, gratuity and commutation of pension which continue to be in force by virtue of the Inland Waterways Authority of India (adoption of Rules) Regulations 1991 or such other regulations as may be made by the Authority in this behalf to replace or modify the aforesaid rules and orders.

3. Establishment of the Fund.—There shall be established a Fund to be called the Inland Waterways Authority of India Pension Fund and there shall be credited thereto :—

(a) such annual contribution from the general account as the Chairman may deem reasonably sufficient for meeting the future liability of pension and gratuity in respect of the employees;

(b) interest and profit on investments belonging to the fund;

(c) any other sum made over to the Fund by way of gift or donation;

(d) refund of any excess payment of pension or gratuity as may be recovered.

4. Administration of the Fund.—The Fund shall be administered by the Chairman.

5. Expenditure from the Fund.—Expenditure may be incurred out of the Fund for one or more of the following purposes :—

(a) payment of pension and family pension as admissible under the Pension Regulations to the employees or their family members or their dependents, as the case may be;

(b) Payment of gratuity, death-cum-retirement gratuity and terminal gratuity as admissible under the pension regulations to the employees or their family members or their dependents, as the case may be;

(c) payment of commuted value of pension as admissible under the pension regulations.

6. Disbursement of the Fund.—Disbursement shall be made out of the Fund to the employees or their family members or their dependents as per the provisions of the pension regulations under specific sanction of the Chairman.

7. Investment of the Fund.—The Chairman may invest the whole or a part of the fund in public securities or in such other securities as the Central Government may approve in this behalf.

8. Interpretation.—If any question arises relating to the interpretation of these regulations the same shall be decided by the "Authority".

SHAIENDRA NATH, Asst. Secy.

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1. Short title and commencement.—(i) These regulations may be called the Inland Waterways Authority of India (General Provident Fund) Regulation, 1993.

(ii) They shall come into force on the date of publication in Official Gazette.

2. Definitions.—(i) In these regulations, unless the context otherwise requires :—

- (a) 'Accounts Officer' means the Chief Accounts Officer of the Authority;
- (b) 'Authority', 'Chairman', shall have the meanings respectively assigned to them in the Inland Waterways Authority of India Act, 1985;
- (c) Save as otherwise expressly provided 'emoluments' mean pay as defined in 9(21) of Fundamental Rules of Government of India, or in the regulations, if any, framed by the Authority, whichever may be applicable to the subscriber, leave salary, and any remuneration of the nature of pay in respect of foreign service, but shall not include any allowance, fees for supervision of floating crafts, driving allowance ;
- (d) 'employee' means a person, who is member of service under the Authority and includes any such person whose services are temporarily placed at the disposal of Central/State Government or local or other Authority;
- (e) 'Form' means the Form appended to these regulations ;
- (f) 'Fund' means the Inland Waterways Authority of India Employees' General Provident Fund;
- (g) 'General Provident Fund Regulations' mean all existing rules and orders to provide general provident fund etc. which continue to be in force by virtue

of the Inland Waterways Authority of India (Adoption of Rules) Regulations 1991 or such other regulations as may be made by the Authority in this behalf to replace or modify the aforesaid rules and orders.

- (h) 'Head of the Department' for the purpose of exercising the powers under these regulations, means the authority so declared by the Authority;
- (i) 'Head of the Office' means the authority declared to be the Head of the office by the Authority or the Head of the Department;
- (j) 'Leave' means any kind of leave recognised by the leave regulations framed under Inland Waterways Authority of India Act, 1985, which may be applicable to the subscriber;
- (k) 'Year' means the financial year.

(ii) Any other expression used in these regulations which is defined either in the Provident Fund Act, 1925 (19 of 1925), or in the Fundamental Rules of the Central Government or any other regulations applicable to the subscriber, shall have the meaning respectively assigned to them in such Act, rules or regulations.

3. Constitution and management of the Fund :

- (i) On and from the date of commencement of these regulations, the Authority shall establish, a fund for the welfare of the Authority's employees and
- (ii) The fund shall be administered by the Authority and shall be maintained by it in India in rupees.

4. Conditions of eligibility :—

- (i) All temporary employees after a continuous service of one year, all re-employed pensioners (other than those eligible for admission to the contributory provident fund) and all permanent employees shall subscribe to the fund;
- (ii) All temporary employees who complete one year of continuous service during the middle of a month shall subscribe to the fund from the subsequent month;
- (iii) Temporary employees who have been appointed against regular vacancies and are likely to continue for more than a year may subscribe to the fund at any time before completion of one year's service ;
- (iv) The Authority may, at its discretion, require any other category of employee to subscribe to the fund :

(v) Employees who are subscribers to any contributory provident fund shall not be required to subscribe to the funds; and

(vi) The admission of an employee to the fund involves the following procedure, namely:—

(a) Submission of a Statement of particulars for allotment of Provident Fund Account Number to compulsory subscribers by the Head of Office, as per Form I.

(b) Allotment of Account Number.

5. Transfer of balances :
On the commencement of these regulations, the balances standing to the credit of an employee in the General Provident Fund constituted under the General Provident Fund (Central Services) Rules,

1960 or any other General Provident Fund Rules or orders in force for such employee shall be credited to the Account of the employee under the Fund constituted under these regulations.

6. Nominations, Subscription, advance, withdrawals, final payment etc.

All existing rules and subsequent amendments made under General Provident Fund (Central Services) Rules, 1960 read with Provident Fund Act, 1925 shall be applicable mutatis mutandis under these regulations.

7. Interpretation :

If any question arises relating to the interpretation of these regulations it shall be decided by the Authority.

INLAND WATERWAYS AUTHORITY OF INDIA

Head Office/Project

FORM-I

Statement of particulars for allotment of Provident Fund Account Numbers to compulsory subscribers for the month of _____

Sl. No.	Name of Subscriber	Name of Subscriber's father/husband	Date of Birth of subscriber	Date of joining service	Designation	Emoluments	Monthly rate of subscription (in rupees)	Month from which subscription to commence	Remarks	To be filled in by Chief Accounts Officer's Office with Account Number
1	2	3	4	5	6	7	8	9	10	11

No. _____ dated _____

Forwarded to the accounts officer for necessary action. The subscribers whose names are included in the statements are required to join the General Provident Fund and the GPF Rules of IWAI. Their names have not been included in the previous statements and they are not already members of any Provident Fund (nominations are enclosed) as mentioned in remarks column. Certified that all the employees whose names are shown above are eligible to subscribe to the Provident Fund in accordance with the relevant rules.

No. _____ dated _____

Copy to _____ account number allotted may be intimated to the subscribers and also noted in the service book maintained and other official records. In all correspondence connected with the Provident Fund of a subscriber, the account number should be quoted. Receipt of nomination as at serial number is hereby acknowledged.

Head of Office

Accounts Officer

Office of the Chief Accounts Officer

Instructions for filling the Statement:

- (a) This form should be used only in cases where subscription to the Fund is Compulsory.
- (b) The Statement should be sent in duplicate. It should include permanent Government servants who joined service in the previous month and are required to join the fund compulsorily on entry into Government service and temporary Government servants who will complete one year's continuous service or otherwise become eligible to subscribe to the provident fund, three months hence.
- (c) Column 3 Husband's name (instead of father's name) may be given in respect of married female subscribers indicating the position.
- (d) Column 7 Dearness pay, if any, may be distinctly shown.
- (e) Column 8 Please see Rule 8 of GP Fund (Central Services) Rules, 1960/Contributory Provident Fund (India) Rules.
- (f) Column 9 Under the GP Fund (Central Services) Rules, 1960, a temporary Government servant who completes one year's continuous service during the middle of a month shall commence subscribing to the GP Fund from his/her salary for the month following that in which he/she complete one year's service.
- (g) The nomination should be obtained in the prescribed form from the subscriber and forwarded to the Chief Accounts Officer alongwith this statement making a suitable note in the remarks column.

Shailendra Nath, Asstt. Secy. (I. W. A. I.)