

F.No.391-40/2017-STG-III
Government of India
Ministry of Communications
Department of Telecommunications

*419, Sanchar Bhawan, 20 Ashoka Road,
New Delhi - 110001 Dated: 05.10.2020*

To,

Sr. Research Officer (A&P)
Telecom Regulatory Authority of India
Mahanagar Doorsanchar Bhavan,
Jawahar Lal Nehru Marg, Old Minto Road
New Zakir Hussain College, New Delhi - 110 002

Subject: Issuance of Terms & conditions on appointment of Shri Jitender Prakash (Staff No. 21081) as Advisor in TRAI HQ, New Delhi on foreign service terms - regarding.

Sir,

I am directed to refer to TRAI's letter No. 2-J.A.(4)/2017-A&P, dated 19.02.2020 and to convey the sanction of the Competent Authority for deputation of **Shri Jitender Prakash (Staff No. 21081) as Advisor in TRAI (Hq), New Delhi** on the terms and conditions as laid down in DOP&T O.M. No.6/8/2009-Estt (Pay. II), dated 17th June, 2010 and subsequent O.M. No. 2/6/2016-Estt.(Pay.II) dated 17.02.2016 as amended from time to time, and as set out below:-

1. **Period of deputation:** - S Shri Jitender Prakash (Staff No. 21081) shall be on deputation initially for a period of two years with effect from the date of assumption of the charge of post in TRAI HQ the date of appointment in TRAI. The tenure of his appointment is extendable up to a combined maximum period of 7 years with the prior approval, on completion of initial deputation tenure in TRAI. The officer shall be deemed to have resigned from service in case he fails to join the Government within one month of completion of his approved tenure with the concerned organization. There shall be a mandatory "Cooling Off" period of three years after the period of deputation.
2. **Pay:-** During period of deputation **Shri Jitender Prakash**, will have the option to draw pay as admissible to him in his parent department plus 5% or 10% of his basic pay subject to a limit of Rs.4500/- or Rs. 9000/- p.m. as deputation (duty) allowance, as the case may be, subject to the condition that pay and deputation allowance should not exceed the maximum of the scale of the post held on deputation as per provision contained in the Department of Personnel & Training O.M. No. 2/8/2009-Estt (Pay.II) dated 17.06.2010 as amended from time to time, **OR** to get his pay fixed in the deputation post under the normal rules.
3. **Dearness Allowance:** - He will be entitled to dearness allowance under the rules of the Central Government of India or under the rules of the borrowing Government depending on whether he retains his scale of pay under the parent Government or he draws pay in the scale attached to the post under the borrowing organization.

4. **HRA and Transport Allowance:** - He will draw HRA and Transport allowance under the rules of Central Government. Central Government officers deputed on foreign service terms to posts in PSUs, Autonomous Bodies, and semi-Government organizations owned or controlled by Government, etc. should normally be allowed House Rent Allowance and Transport Allowance, where admissible, under the rules of the borrowing authorities, but the borrowing authority may at its discretion allow these allowances under the rules of the Central Government.
5. **TA & Transit Pay:** - The borrowing authority will bear the cost of transfer, travelling allowance of the official including journey for joining his appointment with them as also for the journey for joining his post in the Department of Telecommunications on repatriation from TRAI in accordance with the rules of the latter on the subject. While employed in the borrowing organization, the officer will draw travelling allowances in respect of his work therein under TRAI rules. TRAI will also pay to the officer his joining time pay by both ways, the joining time being regulated under the rules of TRAI.
6. **Leave & Pension Contribution:** - While on deputation, the officer shall continue to be governed by the provisions of the CCS (Leave) Rules, 1972, CCS (Pensions) Rule, 1972 and CCS (Commutation of Pension) Rules, 1981. **TRAI shall pay the lending office leave salary contribution, pension contributions at the rates prescribed by Government of India from time to time.** The leave and its period will be regulated by the orders of the Central Government issued on the subject. He will not be allowed to join any of the pension schemes of TRAI.
The whole of the expenditure in respect of any compensatory allowance for the period of leave during or at the end of the period of deputation shall be borne by the TRAI.
The liability for pension including gratuity will be borne in full by the Department to which the Govt. servant permanently belongs at the time of retirement.
7. **Extraordinary Pension / Gratuity:** - This will be regularized in accordance with the Ministry of Finance (Department of Expenditure) O.M. No. F-19(23)-EV (A) dated 2.8.1965 as amended from time to time.
8. **Provident Fund benefits:** During the period of deputation, he will continue to subscribe to the Provident Fund of his parent Government Department to which he will be subscribing when he is placed on deputation, in accordance with the rules of such Fund. TRAI will make the amount so recovered from the salary of the officer to DoT, who is maintaining the account, regularly every month.
In the case of deputation of a Government servant who is governed by the Contributory Provident Fund Rules, Government contribution is payable by the Government to whom he/she is deputed, for the period of his/her deputation.
9. **Medical Assistance:** - The officer will be entitled to medical assistance under the rules of the TRAI. TRAI shall afford these facilities which will not be inferior to those which he would have enjoyed during his service under the Government of India, before his transfer on deputation on Foreign Service to TRAI.
10. **Date of commencement and termination of deputation:** - The deputation will commence on the date on which he hands over charge of his post in DoT HQ, New Delhi and terminate on the date on which he re-assumes charge of a post under the Department of Telecommunications.

11. Leave Travel Concession: - He will continue to be entitled to LTC as per Ministry of Home Affairs O.M. No. 43/1/55-Estts (A) P.T. (II) dated 11.10.1956, as amended from time to time and Government of India LTC Rules, and the expenditure thereof will be borne by TRAI. This, however, is subject to the condition that the officer had not already before proceeding on deputation, availed of the concession during that particular block of years.

12. Residential Accommodation: - He will be entitled to residential accommodation according to the rules of the TRAI.

13. Children's Education:- He will be entitled to Children Education Allowance / Reimbursement of Tuition Fee from TRAI in accordance with the rules of the Central Government.

14. Central Government Employees Insurance Scheme:- While on deputation to TRAI, he will continue to subscribe towards Central Government Employees Insurance Scheme to which he was subscribing at the time of proceeding on foreign service in accordance with the rules of the Central Government. TRAI will make the amount so recovered from the salary of the officer to the DoT regularly every month.

15. Annual Performance Appraisal Report (APAR):-The Competent Authority in the organization (TRAI) accepting the officer shall provide an APAR written in such form as prescribed under the rules.

16. He will continue to be governed by the Central Civil Services (Conduct) Rules, 1964 and Central Civil Services (Classification, Control and Appeal) Rules, 1965.

Yours faithfully,


(Ajai Kumar Nema)

Director (Staff)

Tel: 23036645

Copy to:-

1. PS to Secretary (T)/PS to Member (S)
2. DDG(Pers.), DoT
3. Under Secretary (Pension)/AO (PFP)/ADG (Finance)/AO(Finance), DoT.
4. Concerned Officer.
5. CS to Adviser (HRD), DOT.
6. PA to US(SNG) - for uploading on DoT website.
7. Spare Copy / Order Bundle.