



ALL INDIA

Regn. No. S/00108/NE-/2010

RETIRED BHARAT SANCHAR NIGAM LIMITED EXECUTIVES' WELFARE ASSOCIATION
CENTRAL HEAD QUARTERS, NEW DELHI

CHQ ADDRESS: C-8/230, Yamuna Vihar, Delhi-110053

President
Kishan Singh
M.9968270611

General Secretary
Prahlad Rai
M.9868278222

Financial Secretary
A.K. Jain
M. 9868838466

Email to : airbsnlewa.gs@gmail.com www.aibsnretld.org

OTHER OFFICE BEARERS

- 1 **Chief Mentor**
M.K. Bagchi (MTNL Delhi)
M.9818920225
- 2 **Legal Consultant**
A.K. Kaushik (MTNL Delhi)
M.9868136363
- 3 **Vice President-I**
Manas Roy. (W B)
M.09434009002
- 4 **Vice President-II**
T Ravindran. (Kerala)
M.09447815400
- 5 **Deputy General Secretary**
Amit Kumar Gupta (WB)
M.9433000088
- 6 **Asstt. General Secretary-I**
K. Jairam (TS)
M.9440000212
- 7 **Asstt. General Secretary-II**
Pallab Bose UP (East)
M.09415233344
- 8 **Asstt. General Secretary-III**
M.L. Deore (Nasik)
M.09422250555
- 9 **Asstt. General Secretary-IV**
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- 10 **Organising Secretary (East)**
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- 11 **Organising Secretary (West)**
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- 16 **Advisor-III**
V. Keshava Rao (AP)
M.9490758175
- 17 **Auditor**
M. Naraimha Rao (TS)
M.09440745544

No. AIRBSNLEWA/Secy(T)/2019-20/

Dated:18th Nov.2019

To

Shri Anshu Prakash Ji
Chairman TC & Secretary (Telecom)
Govt. of India, New Delhi-110001

Sub: Denial of due Pension Revision to BSNL Pensioners drawing pension under CCS Pension Rules 1972 like other CG Pensioners –reg.

Respected Sir,

At the outset we extend our sincere gratitude and good wishes for your assumption of the highly prestigious post of the Secretary, Department of Telecom and expect that the deprived pensioners retired from BSNL will now get their long denied pension revision from 1-1-2017 through your prudential decision.

Sir, we are continuously meeting with various DOT officers since last two years on this vital issue of BSNL pensioners and requesting them to revise our pension as per the recommendations of 7th CPC but getting common reply as follows:

- recommendations on pension revision is not for BSNL IDA pensioners, it is only for CDA pensioners
- Pension Revision of BSNL Pensioners will be done only after pay revision of BSNL employees as per 3rd PRC

As per the above stand of DOT, there is no scope for any pension revision for BSNL pensioners as in BSNL, VRS is implemented without 3rd PRC and there is no scope of any pay revision in BSNL in near future. Further after this VRS only few thousand absorbee employees will be remaining in BSNL and they also will retire within coming 4-5 years. Then there will be no employees of our fraternity left to whose pay revision our pension revision can follow. As at present 100% of the pension of BSNL Pensioners are being paid by Government from its fund and this payment has got no relation with the profit or loss of BSNL. Hence there is no point of linking the pension revision of BSNL pensioners with pay revision of BSNL employees.

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On this delinking point, the DOT officers are of the opinion that in such event pension anomaly between pensioners retired before and after 2017 will occur. It is true sir but such anomaly can easily be solved by suitable notional protection to post 2017 pensioners in term of their pension fixation. We would like to point out here that after every CPC there is always an anomaly committee to settle the anomalies, but Govt has never stopped appointing CPCs just because there could be anomalies.

We would also like to point out that considering future pension revisions, full pension contribution at the highest of the pay scales in place of actual pay has been paid to DOT by BSNL for all the absorbee pensioners.

We are also aware that there is a demand by some other pensioner association that pension revision should be delinked from pay revision and revised as per 15% fixation formula of 3rd PRC. In this respect we beg to submit that 3rd PRC has no recommendation on pension or pension revision and in that event after delinking PRC formula may not be applied for pension revision in isolation. In 2007, same 2nd PRC formula could be applied for pension revision as it was applied to employees also. But sir, if you kindly go through the concerned cabinet memo for pension revision in 2007, you will find that there is no mention of 2nd PRC there. In reality the memo was prepared as a proposal of DOT where some recommendations like pension revision was from 2nd PRC and some recommendations like minimum pension and increase of pension with age were from 6th CPC. The pensioners retired prior to 2007 accepted the pension revision as per 2nd PRC formula as it was slightly better than 6th CPC. But the fact remains that PRCs have never recommended anything about pensioners in any of their reports.

Sir, under the above developments we would like to bring to your kind notice that at the time of formation of BSNL, in the year 2000, Department of Telecommunication (DOT) has promised vide 36-15/2000-Pen(T) dated 09-11-2000 the following to its employees. (copy enclosed)

“It has been decided by the Government that the employees of DOT who will be absorbed in Bharat Sanchar Nigam Limited (BSNL) will be entitled to Govt scheme of pension/family pension even after their absorption in BSNL.”

The words **“Govt scheme of pension”** obviously means the complete pension and Pensionary benefits including periodical pension revision as are available to other Government pensioners. In reality also all the elements of pension and Pensionary benefits of other Govt. pensioner as has been recommended by Central Pay Commissions from time to time, are made

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applicable for BSNL pensioners also. The only exception is the **pension revision** and **minimum pension** which are being denied to them because they are in IDA scale. **If all the benefits of other Govt pensioners as per the CPC recommendations can be applied to BSNL IDA pensioners on their last IDA pay drawn, how the factor "IDA" coming in the way only for pension revision and for fixing minimum pension is not understood.** Kindly see the attached table at **Annexure-I** which describes the status at a glance.

Sir, due to non-revision of pension and non-application of minimum pension amount which has been published in newspapers (copy enclosed), many lowest paid pensioners mainly the family pensioners of Group D employees are still drawing much lesser basic pension than declared minimum amount of Rs 9000/-. They are the poorest group among the deprived pensioners who are suffering the most

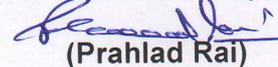
DOP&PW has also written to DOT vid no 4/02/2019-P&PW (D)/40504 (copy enclosed) on this subject and asking opinion of the letter submitted by CBMPA an umbrella organisation of pensioners associations. The action of DOT on this letter is also not known.

Sir, DOT should immediately implement the pension revision recommendation of 7th CPC and circulated by DOP&PW on 04-08-2016 which is full DA neutralization with 32% increase of Basic Pension benefit as per the commitment given to us at the time of absorption. The multiplication factors for BSNL IDA Pensioners will be **2.515** as against **2.57** applied for CDA pensioners. **The pension Revision including the minimum pension of Rs 9000/- as on 1-1-2017 along with other provisions of said memo should also be implemented for BSNL IDA pensioners also for the sake of justice immediately.**

Sir, we eagerly expect a favourable reply from you after prudential examination of the points mentioned above.

With kind regards,

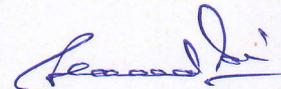
Yours Sincerely,


(Prahlad Rai)

General Secretary
AIRBSNLEWA, CHQ New Delhi

Copy to:

1. P.K. Sinha Ji, Member (Finance), DoT, Govt. of India, New Delhi-110001.
2. Shri D. Manna, Member (Services), DoT, Govt. of India, New Delhi-110001.



STATUS OF IMPLEMENTATION OF CPC RECOMMENDATIONS FOR BSNL IDA PENSIONERS

AT A GLANCE

	1	2	3	4	5	6	7	8	9	10	11
Recommendations accepted by Government	Calculation of pension	Additional Quantum of Pension/Family Pension with increase of age	Qualifying service period for full pension	Comm utation	Limit of Gratuity	Family Pension	Period of Enhanced Family Pension for employees died in harness	Dearness Relief to the Family Pensioners	Leave Encashment	Minimum Pension/ Family Pension	Pension Revision
5 th CPC	50% of average emoluments drawn during last 10 months.	No such provision	33 years	40%	3.5 Lakh	30% of Basic Pay	7 years	allowed	300 days	Rs 1275 implemented	
6 th CPC	50% of average emoluments drawn during last 10 months. Or last basic pay drawn whichever is beneficial.	Age 80Yr 85 Yr 90 Yr 95 Yr 100 Yr	20 years	40%	10 Lakh	30% of Basic Pay	10 years	allowed	300 days	Rs 3500 Implemented w.e.f 1-1-2007	6 th CPC not implemented for BSNL Pensioners But Pension revised as per 2 nd PRC from 1-1-2007
7 th CPC	50% of average emoluments drawn during last 10 months. Or last basic pay drawn whichever is beneficial	Age 80Yr 85 Yr 90 Yr 95 Yr 100 Yr	20 years	40%	20 Lakhs	30% of Basic Pay	10 years	allowed	300 days	Rs 9000 Not yet implement	Full neutralization of DA with 32% increase of Basic Pension. Not implemented
Status of Implementation in BSNL	<p align="center">ALL THE ABOVE ARE IMPLEMENTED BY DOT FOR BSNL IDA PENSIONERS ALTHOUGH THEY ARE IDA PENSIONERS</p>										
	<p align="center">PENSION REVISION DENIED BY DOT FOR BSNL IDA PENSIONERS AS PER 7th CPC AND BEING LINKED WITH PAY REVISION OF BSNL EMPLOYEES.</p>										

Seena

E. Pension Related Circulars/ Orders

DOT No. 36-15/2000-Pen(I) dated 05.11.2000

Subject: Entitlement for Pension, other Retirement Benefits, Job Security and Carry Over of Leave in respect of Employees to be Absorbed in BSNL.

It has been decided by the Government that the employees of DOT who will be absorbed in Bharat Sanchar Nigam Limited (BSNL) will be entitled to the Government's scheme of pension/ gratuity pension even after their absorption in BSNL. Payment of pension will be made by the Government and for this, arrangements, are being worked out for obtaining pension contribution from BSNL to be deposited with the Government. It has also been decided that the employees of DOT who are being absorbed in BSNL shall be entitled to carry over of leave and amount of gratuity or removal from service of an employee after his absorption in the PSU for any subsequent increment of his dismissal to forfeiture of the retirement benefits for the service rendered under the Government and the Government will not remove or re-employment of BSNL shall be subject to the provisions of the Pension Framework. The Government has already issued Notification dated 30.9.2000 to this effect. The Pension Framework has been made part of the CCS (Pension) Rules, amending Rule 37 using powers under Article 309 of the Constitution of India. (Copy enclosed).

It has further been decided that the Earned Leave and the Half Pay Leave at the credit of the employees on the date of absorption shall stand transferred to the PSU.

This may be widely circulated in your circle/ unit so that the employees are duly informed of the decision taken by the Government.

Enclosure

MINISTRY OF PERSONNEL, PUBLIC RELATIONS AND PENSIONS
(Department of Pension and Pensions Welfare)

NOTIFICATION
New Delhi, the 30th September, 2000

S.O. 904(E) - In exercise of the powers conferred by the proviso to article 309 and clause (5) of article 145 of the Constitution and after consultation with the Comptroller and Auditor General of India in relation to persons serving in the Indian Audit and Accounts Department, the President hereby makes the following rules further to amend the Central Civil Services (Pension) Rules, 1972, namely:

1. (1) These rules may be called the Central Civil Services (Pension) Amendment Rules, 2000.
- (2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Central Civil Services (Pension) Rules, 1972, after rule 37, the following rule shall be inserted, namely:

37A. Conditions for payment of pension on absorption consequent upon conversion of a Government Department into a Central autonomous body or a Public Sector Undertaking

- (1) On conversion of a department of the Central Government into a public sector undertaking or an autonomous body, all Government servants of that Department shall be transferred en masse to that public sector undertaking or autonomous body, as the case may be, on terms of foreign service conditions, which may be and such allowance as such time as they get absorbed in the said undertaking or body, as the case may be and such transferred Government servants shall be absorbed in the said undertaking or autonomous body, as the case may be, with effect from such date as may be notified by the Government.
- (2) The Central Government shall have the option to transfer Government servants an option to revert back to the Government or to seek permanent absorption in the public sector undertaking or autonomous body, as the case may be.
- (3) The option referred to in sub-rule (2) shall be exercised by every transferred Government servant in such manner and within such period as may be specified by the Government.

No. 4/02/2019-P&PW(D)/40504
Govt. of India
Ministry of Personnel, P.G & Pensions
Department of Pension & Pensioners Welfare

3rd Floor, Lok Nayak Bhavan,
Khan Market, New Delhi-110003
Date:- 08th March,2019

OFFICE MEMORANDUM

Sub: - Revision of pension of the absorbed combined service pensioners of BSNL/MTNL from 01.01.2017- reg.

The undersigned is directed to forward herewith a copy of representation dated 12.2.2019 from Committee of BSNL/MTNL Pensioners' Association on the above subject and to invite the attention of the DoT to this Department's ID Note of even no. dated 14.01.2019.

2. This Department has made the following observations on the proposal of DoT for revision of pension of the combined service absorbee pensioners of BSNL/MTNL :-

(i) DoT has not clearly brought out as to what would be the formula for revision of pension on pre-2017 absorbee pensioners and what would be financial implications on revision of pension as per that formula.

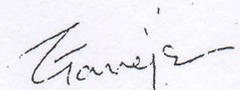
(ii) It has been stated by DoT that pay of the serving employees has not been revised in implementation of recommendations of 3rd PRC, since these entities had not fulfilled the pre-conditions for grant of the facility to these serving employees. This means that serving employees of BSNL/MTNL continue to be on the same pay which they were getting before 01.01.2007. In that case the existing Government employees would also be getting pension based on their unrevised 2nd PRC pay-scale/pay. In case pension of the past pensioners is revised, their revised pension would become higher than pension to be fixed on retirement of the existing employees. This will create an anomalous situation in BSNL/MTNL as the past pensioners would be getting more pension than the freshly retired pensioners. DoT, therefore, needs to bring about as to how they propose to resolve this anomaly.

3. DoT was requested to reconsider the matter and provide information/comments on the above observations. However, the requisite clarifications/proposal has not been received from DoT so far.

4. It is requested that the issues raised in the representation dated 12.02.2019 from Committee of BSNL/MTNL Pensioners' Association may be examined by DoT, and the comments of DoT thereon, may be sent to this Department alongwith the clarifications sought in this Department's ID Note dated 14.01.2019.

Encl: as above

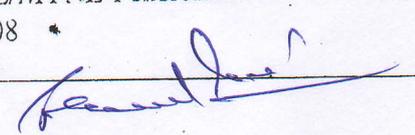
DDG(Estt)
Department of Telecom,
Sanchar Bhawan, New Delhi


(Charanjit Tancja)
Under Secretary to the Govt. of India

Copy to:-

Shri P Gangadhara Rao, Convener, Committee of BSNL/MTNL Pensioners' Association, H No.6,
G No. 12th Stree, Jogupaiya, Halasuru, Bangalore-560008

S.No - 1688
11/03/2019



Narendra Modi
Prime Minister

If you are Central Government Pensioner/Family Pensioner



YOU NEED TO KNOW

- The Government has issued necessary orders for upward revision of pension/family pension on the basis of recommendations of 7th Central Pay Commission.
- Minimum pension/family pension has been raised to Rs.9000 + dearness relief.
- Fixed medical allowance in non-CGHS area is Rs.1000/- per month.
- Aged/ill pensioners can submit life certificates through gazetted officers/Sarpanch/Magistrate/RBI or other bank officer etc.
- Aadhaar based Life Certificate can be submitted online through Jeevan Pramaan from home. To avail this facility get your pension account linked with Aadhaar number.
- In case of death of pensioner having joint account with spouse, only death certificate is sufficient for commencing family pension.
- Succession Certificate not required for starting family pension.
- Names of permanently disabled dependent children/siblings and dependent parents can be added in PPO.
- Family pension to permanently disabled dependent children/siblings and dependent parents can be co-authorized in PPO.
- Claimant of family pension can directly apply to the Bank Branch Manager if family pension is co-authorized to him/her in the PPO.
- Commuted portion of pension is not deductible from the amount of family pension.
- NPS beneficiaries are also entitled to gratuity payment.
- Pension cannot be attached, seized etc. for any demand against a pensioner; nor can a pensioner make any assignments etc., in anticipation of pension.
- Pensioners residing in non-CGHS area and receiving Fixed Medical Allowance can also avail IPD facility on making contribution under the Central Government Health Scheme (CGHS).
- Pensioners/family pensioners are entitled to avail standard deduction of Rs.40,000/- per year for the purpose of calculation of Income Tax under Finance Act 2018.
- The Department of Pension and Pensioners' Welfare has also been conducting Pension Adalats for facilitating expeditious redressal of grievances lying unresolved with various Pension Sanctioning Authorities.

20% - 100%
additional pension is
granted on attaining age of
80 years and above.
Please get the date of birth of
eligible family member of
pensioner updated.

For any of your pension related grievance visit pensionersportal.gov.in/CPENGRAMS or