TAMIL NADU ELECTRICITY BOARD BULLETIN

Vol. XV JUNE 1996 No. 6

TAMIL NADU ELECTRICITY BOARD BULLETIN

JUNE 1996

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PART-I

NEWS & NOTES

I. Generation Particulars:

The generation / relief figures for June '96 were as follows:—

Sl. No.		June 1996 (in Million units)
1.	Ennore T.P.S.	171.194
2.	Tuticorin T.P.S.	657.300
3.	Mettur T.P.S.	517.750
4.	North Madras T.P.S.	242.242
	T.N.E.B. Thermal	1588.486
5.	Neyveli TS I	198.633
6.	Neyveli TS II	664.714
7.	Kalpakkam (Madras Atomic PS)	64.235
8.	Hydro Generation	234.818
9.	Import from NTPC	35.052
10.	Net Export to Kerala	240.570
11.	Import from Manali, BHEL & Private Wind Mills	86.921
12.	Narimanam & Basin Bridge GTS	4.465
13.	Windmills	2.756
14.	Kadamparai (Pump Mode)	0.000
	Net T.N.E.B. Consumption	2639.510

The maximum grid demand and consumption during June 1996 were 4408 MW on 06—06—1996 and 95.555 MU on 01—06—1996 respectively. The average grid consumption in June 1996 was 87.984 MU per day.

II. Hydro Inflows:

The Hydro inflows during June 1996 were 823 MU against 315 MU in June 1995 and against the ten year average of 470 MU.

III. Storage Position:

The storage position in various reservoirs as on 1-7-1996, when compared to the storage as on 1-7-1995 was as follows:

Sl.No.	Name of the Group	Storage as on 1-7-1996	1-7-95		Difference
1.	Nilgiris	800.93	521.23	(+)	279.70
2.	P.A.P.	77.96	49.38	(+)	28.58
3.	Periyar	33.80	50.42	(-)	16.62
4.	Papanasam & Servalar	0.15	7.92	(-)	7.77
5.	Suriliyar	6.46	3.09	(+)	3.37
6.	Kodayar	26.53	33.86	(−)	7.33
7.	Total excluding Mettur	945.83	665.90	(+)	279.93
8.	Mettur	6.37	55.69	(-)	49.32
9.	Total including Mettur	952.20	721.59	(+)	230.61

IV. Performance of Thermal Stations:

(i) Tuticorin (5 x 210 MW):

The details of generation at Tuticorin T.P.S. during June 1996 were as follows:

Unit	Availability Factor (%)	Generation (MU)	Plant Load Factor(%)
I (210 MW)	83.60	121.300	80.22
II (210 MW)	100.00	141.370	93.50
III (210 MW)	77.80	110.950	73.38
IV (210 MW)	100.00	141.690	93.71
V (210 MW)	100.00	141.990	93.91
Station (1050 MW)	---	657.300	86.94

(ii) Ennore (2 x 60 MW + 3 x 110 MW):

The details of generation at Ennore TPS during June 1996 were as follows:

Unit	Availability Factor (%)	Generation (MU)	Plant Load Factor(%)
I (60 MW)	76.46	26.502	61.35
II (60 MW)	82.96	27.620	63.94
III (110 MW)	77.28	41.222	52.05
IV (110 MW)	85.02	44.873	56.66
V (110 MW)	61.04	30.977	39.11
Station (450 MW)	—	171.194	52.84

(iii) Mettur (4 x 210 MW):

The details of generation at Mettur T.P.S. during June '96, were as follows:

Unit	Availability Factor (%)	Generation (MU)	Plant Load Factor(%)
I (210 MW)	86.42	119.820	79.25
II (210 MW)	100.00	132.710	87.77
III (210 MW)	100.00	146.910	97.16
IV (210 MW)	83.55	118.310	78.25
Station (840 MW)	—	517.750	85.61

(iv) Coal Particulars for June 1996:-

Sl.No.	Particulars	Tuticorin TPS	Ennore TPS	Mettur TPS	North Madras TPS
1.	Coal linkage (in lakhs tonnes)	4.45	2.00	3.60	1.70
2.	Coal receipt (-do-)	5.42	1.56	2.27	1.36
3.	Coal consumption (-do-)	4.89	1.56	2.28	1.00
4.	Coal stock as on 1-7-96 (-do-)	2.50	0.40	1.43	2.84
5.	Coal consumption (Kg/Unit)	0.744	0.912	0.441	0.413

(v) Auxiliary consumption and oil consumption during June '96

Name of Thermal Power Station	Tuticorin	Ennore	Mettur
Auxiliary consumption (%)	8.10	12.70	8.22
Oil consumption (ML/Unit)	0.50	5.60	0.687

V. Enhancement of Meter Rent for H.T. Services provided with Electronic Trivector Meters:

In Permanent B.P. (FB) No.130, (Technical Branch), Dated 30-5-96, Board enhanced the Meter Rent for H.T. Services provided with Electronic Trivector Meters.

VI. Collection of Rent and C.C. Charges from the Co-operative Institutions functioning in Board's Buildings/Premises:

In Secretariat Branch Memo. No.50620/O&M.I(3)/93-8, Dated 4-6-96, instructions were issued that a nominal amount of Re.1/- p.m. towards rent shall be collected from all Co-operative Institutions functioning in Board's Buildings/Premises and C.C. Charges shall be collected as per tariff applicable for Co-operative Institutions.

VII. Affixing of Seal of Government Hospital while claiming Reimbursement for the treatment in Private Hospitals:

In Secretariat Branch Memo. (Per.) No.33861/N1/96-1 Dated 13-6-96, instructions were issued that the round seal of the Government Hospitals where the Authorised Medical Attendant is working should be affixed in the essentiality certificate produced by the employees and if it is not complied with, the application may be rejected.

VIII. Consolidated Instructions issued by Government Regarding Voluntary Retirement:

In Secretariat Branch Memo. (Per.) No.1281/P1/96-1, Dated 21-6-96, copy of G.O. Ms. No.376, Personnel and Administrative Reforms (F.R.III) Department dated 11.12.1995, in which consolidated instructions were issued by the Government regarding Voluntary Retirement, was communicated.

IX. Uniform Procedure to be followed while conducting Disciplinary Proceedings:

In Secretariat Branch Memo. No.10432/P1/95-1, Dated 29-6-96, copy of Government's Lr. No.46723/Per.N/95-1, (Personnel and Administrative Reforms (Per.N) Department) Dated 10.1.1995, wherein certain instructions have been issued regarding the uniform procedure to be followed while conducting Disciplinary Proceedings, was communicated.

The following are the details of posts Created, Abolished, Upgraded and Downgraded during the month of June 1996.

C. Paramasivam,
Chief Engineer/Personnel.

POST CREATED

Sl. No.	Details of Board's Order	Name of the Circle	Name of the post	No. of post	Purpose for which the posts were created	Remarks
1.	Per. B.P.(Ch.) No.218 (Adm. Br.) Dt. 25.6.96	HP/Masinagudi	Spl.Grade Foreman Foreman I Gr. Foreman II Gr. Foreman III Grade Electrician I Grade Driver Heavy Vehicle	1 1 1 4 4 5 16	To attend the preliminary work in Pykara Ultimate Stage Hydro Electric Project/ Masinagudi	For a period upto 31.1.97 from the date of Utilisation
2.	Per. B.P.(Ch.) No.177 (SB) Dt.26.6.96	BOSB	Sec.Officer Assistant Typist	1 2 1 4	To monitor court cases in which Chairman is impleaded as as a party by a special cell in BOSB under the control of Legal Adviser.	For a perioc of one year from the date of Utilisation
3.	Per. B.P.(Ch.) No.220 (Adm. Br.) Dt. 29.6.96	Parson's VI Valley PH/ Emerald	Assistant-Accounts Officer	1	For attending increased the volume of works in Accounts Branch	Upto 31.1.97 from the date of Utilisation

POSTS ABOLISHED

Sl. No.	Details of Board's Order	Name of the Circle	Name of the post	No. of post	Purpose for which the posts were abolished	Remarks
1.	Per B.P. (Ch.) No.218 (Adm. Br.) Dt. 25.6.96	HP/ Masinagudi	TTHV Driver Lorry Driver R.R. Driver Electrician I Gr. (Upgraded) Wireman Sr. Wireman (Upgraded) Mechanic II Gr. Time Keeper II Gr. Time Keeper I Gr. (Upgraded) Maistry III Gr. Fitter I Gr. (Upgraded) Syrang II Gr.	1 4 2 1 2 2 1 2 4 1 1 1 22	Certain posts were created in Pykara Ultimate Stage Hydro Electric Project Masinagudi these posts are abolished.	With immediate effect

POSTS UPGRADED AND DOWNGRADED

Sl. No.	Details of Board's Order	Name of the Circle	Name of the post	No. of post	Purpose for which the posts were upgraded and downgraded	Remarks
NIL						

GENERAL ADMN. & SERVICES

PART--II

General Administration & Services

Memo. No. 073829/164/S3/A1/95-3, (Sectt. Branch) dated 3—6—1996

Sub : Establishment—Chengalput M.G R. Elecy. Distn. Circle and Kancheepuram E.D.C.—Re-arrangement of areas for more effective management among Arkonam and Sriperumbudur Division—Regarding.

Ref : 1. From Chief Engineer (Distribution) Vellore Region Lr. No. 014254/B1/95-1, dt. 4—7—1995.

2. From Chief Engineer (Distn.) Madras Region Letter No. 020558/1599/A. II/95-2, dated 1—10—1995.

It is hereby ordered that the following areas are re-arranged with immediate effect.

(i) Takkolam Rural sections now under the control of Arkonam Division in Kancheepuram Elecy. Distn. Circle be attached to Sriperumbudur Division in Chengai M.G.R. Electricity Distn. Circle along with staff.

(ii) Thiruvalankadu Section now under the jurisdiction of Sriperumbudur division in Chengai M.G.R. Elecy. Distn. Circle be attached to Tiruttani Division in Kancheepuram Elecy. Distn. Circle along with staff.

The Superintending Engineer/Chengalput M.G.R. Elecy. Distn. Circle and Superintending Engineer, Kancheepuram Elecy. Distn. Circle are requested to implement the above orders immediately and send a confirmation report.

(By Order of the Chairman)

C. Paramasivam,
Chief Engineer (Personnel).

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Memorandum No. 28067/O & M-I (1)/96-2, (Sectt. Branch) dated the 4th June 1996

Sub : Establishment—Tamil Nadu Electricity Board—Change of Administrative control of Tamil Nadu Electricity Board Printing Press from Superintending Engineer/General Construction Circle/Madras to the control of Superintending Engineer/Betterment/Thermal/Madras—Orders kept in abeyance—Status quo continued—Orders—Issued.

Ref : (i) Board's Memo. (Per) No. 28067/O & M-I (1)/96-1, dt. 22—5—96.

(ii) From CE/Mechl./Thermal Stations Lr. No. SE/B/Th./E1/A1/F. Estt./D. 245/96, dt. 31—5—96.

It is hereby ordered that the transfer of control of Tamil Nadu Electricity Board Printing Press issued in the Board's Memo. cited shall be kept in abeyance and the status-quo shall be continued.

M. Subramanian,
Secretary.

Memorandum No. 50620/O&M—I (3)/93—8 (Secretariat Branch) dated the 4th June 1996.

Sub : Establishment—Tamil Nadu Electricity Board—Accommodation provided to Co-operative Societies, Stores, etc. in Board's premises—Collection of rent and Current Consumption Charges—Instructions—Issued.

Ref : i. From CE/ETPS Lr. No. Adm. III/A1/F. Qrs,/D.191/93 dt. 5—6—93.

ii. From the CE/ETPS Lr. No. Adm. III/A1/F. Qrs. D. 216/94 dt. 2—8—94.

iii. From CE/ETPS Lr. No. SE / ES / EA/F. 25 / D. 514/95 dt. 12—5—95 addressed to CE/Civil/Designs.

iv. From SE/Civil/MTPS Lr. No. SE/C/MTPS/TS/SDM/F. 63 / C. 2010/95. dt. 23—5—95 addressed to SE/Civil Thermal-II.

v. From SE / Mettur EDC Lr. No. A/Cs. Br./RCS/A4/F. 6/PR. 8 / 95 dt. 31—9—95 addressed to SE/Civil Thermal—II.

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The Chief Engineer/Ennore Thermal Power Station has raised a point for clarification whether the 'INDCOSERVE' society functioning at Ennore in the Board's premises has to pay lease rent or not. In this connection, the procedure followed in the case of Co-operative Gredit Societies, Co-operative Stores have been examined. Details show that there is no uniform procedure followed in the matter. It has therefore been decided to suggest a uniform procedure in the matter of collection of rent and Current Consumption Charges from the Co-operative institutions functioning in Board's Buildings/ Premises.

2. In pursuance of the above, it is hereby ordered that a nominal amount of Re. 1/- (Rupee one only) per month towards rent shall be collected from all the Co-operative institutions functioning in Board's Buildings/premises right from the beginning. It is also ordered that Electricity Consumption charges shall be collected from the above institutions as per tariff applicable for Co-operative Institutions.

(By Order of the Chairman)

M. Subramanian,
Secretary.

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அலுவல் சாரா குறிப்பாணை எண். சிசி 3/உ. 2/96—4, (நிர்வாகக் கிளை) நாள் : 7—6—96.

பொருள் : தொழிற்தகராறு ஆணையினை தமிழ்நாடு மின்சார வாரிய கெசட்டில் பிரசுரம் செய்தல் குறித்து.

பார்வை : தொழிற்தகராறு ஆணையின் நாள் 12—1—96

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பார்வையில் கண்டுள்ள தொழிற்தகராறு ஆணையினை தமிழ்நாடு மின்வாரிய கெசட்டில் பிரசுரம் செய்வதற்காக இதனுடைய நகல் இரண்டினை, நேர்முக உதவியாளர்/தமிழ் வளர்ச்சி, நிர்வாகப் பிரிவிற்கு அனுப்பி வைக்கலாம்.

வே. குப்பம்மாள்,
நேர்முக உதவியாளர்/மதிப்பீட்டு பணியமைப்பு

இணைப்பு :

COPY OF

இணைப்பு : BEFORE THE INDUSTRIAL TRIBUNAL, TAMIL NADU
MADRAS.

Friday, the 12th day of January 1996.

Present :

Thiru N. SUBRAMANIAN, B.A., B.L.,
INDUSTRIAL TRIBUNAL.

INDUSTRIAL DISPUTE No. 101 / 1992.

(In the matter of the dispute for adjudication under Section 10 (1) (d) read with Sec. 10 (1) (d) of the Industrial Disputes Act, 1947 between the Workmen and the Management of Tamil Nadu Electricity Board, Madras - 2).

Between :

The Workmen represented by

The General Secretary,
Agila India Min Variam Kanakeetalar Matrum
Panam Vasulippavar Sangam,
No. 18, Kuya Arunagiri I Street,
Mirshaipet, Madras - 14.

AND

The Management of

Tamil Nadu Electricity Board,
800, Anna Salai, Madras - 2.

REFERENCE : G.O. (D) No. 1191, dated 13—11—92, Labour and Employment Department, Govt. of Tamil Nadu, Madras-9.

This dispute after restoration coming on for final hearing on Friday, the 22nd day of December, 1995 upon perusing the reference, claim and Counter statements and all other material papers on record and upon hearing the arguments of Thiru S. Periyasamy, Advocate appearing for the Workmen and Thiru C. K. Krishnamurthy, Advocate appearing for the Management, and this dispute having stood over till this day for consideration, this Tribunal made the following :

AWARD

Government of Tamil Nadu by its G.O. (D) No. 1191, dated 13-11—92, referred for adjudication under Section 10 (1) (d) of the I.D. Act, 1947 before this Tribunal, regarding the dispute :

> " Whether the demand of the Union for payment of one Advance increment to Assessors, Inspectors of Assessment, Revenue Supervisors and Special Grade Revenue Supervisors who have passed Book Keeping examination as Optional subject in XI years SSLC or +2 examination is justified to give suitable direction ?

2 After services of notices, both the petitioner and the respondent filed their respective Claim statement and Counter statement.

3. **The case of the petitioner as per the Claim statement is as follows :**

The Petitioner-Union is a registered union functioning in the Tamil Nadu Electricity Board. It represents, the Assessment-cum-Collection grade in the Board consisting of Assessors, Inspectors of Assessment, Revenue Supervisors and Special Grade Revenue Supervisors. The union has entered into 12 (3) settlement with employer on more than one occasion. Many of the settlement were signed before the Commissioner of Labour of Tamil Nadu. One of such settlements signed by the Union is dated 24—8—87. Regarding the demand of the Union for the sanction of one advance increment in the case of the Workmen, the Union represents who have passed the Book keeping examination as Optional Subject in XI years SSLC or +2 examinations the 12 (3) Settlement dated 24—8—87 states as follows :

"**Section 18. Passing of Special Test :**

(i) Assessors appointed after the date of settlement should pass Accountancy (Lower Grade) Test for considering their case for promotion to the post of Inspector of Assessment and they will be given in advance increment from the date of passing the test.

(ii) Assessors, Inspector-cum-Assessment, Revenue Supervisors and Special Grade Revenve Supervisors on the date of the settlement may also pass the test at their option and they will be given one advance increment from the date of passing the Test."

The above settlement came into force on 1-10—87. It continues to be in force till date. The settlement was subsequently converted into B.P. Ms. (FB) No. 74 (Secretariat Branch), dated 25—8—87 for implementation. The provisions of the settlement have been reproduced in exact terms in the Board Proceedings. On the basis of the Board Proceedings, the employer issued letter No. 048780/291/Adm. Br./C2—1/88—1, dt. 25—8—88, which read as follows :

Sub : "Establishment—Class III Service—Assessment-cum-Collection Cadre Passing of Accountancy (Lower)—Sanction of Incentive Increment—Instructions issued.

Ref : B.P. Ms. (FB) No. 74, (Sectt. Br.) dt. 25—8—87.

As per para 18 (iii) of the Bi-monthly system of Card Billing of energy charges and collection settlement entered into with the Unions of employees of Tamil Nadu Electricity Board, the Assessors, Inspectors of Assessment, Revenue Supervisors and Special Grade Rev. Supervisors on the date of settlement viz. 1—10—87 who have already passed the above test excepting those who opted from the clerical cadre and those who had drawn one or more advance increments for passing the tests will be given an advance increment from the date of settlement." Clarifications for sanction of one advance increment in the case of Assessors, Inspectors of Assessment, Revenue Supervisors, Special Grade Revenue Supervisors, who have passed Book-Keeping examination in SSLC or +2 examination were sought for. The matter was examined and the Superintending Engineers are informed that the orders issued in Chief Engineer (General)'s memo. No. CE/CS/2/198 157/78-6, dt. 8—12—78, will also equally apply to the Assessors, Inspectors of Assessment, Revenue Supervisors, who have passed Book keeping as Optional subject in SSLC or +2 examination with 45% marks in that subject and who are already in service, and not drawn one advance increment are also eligible for sanction of one advance increment w.e.f. 1-10-87. But the employer refuses to pay this one advance increment. The Union gave representation to the employer on 10—6—91, but till date the employer has not given any reply. The employer is committing unfair labour practice. Hence the dispute has been raised.

4. The respondent filed his counter contending that a 12 (3) settlement dated 24—8—87 contained in Board Proceedings FB. No. 74, dated 25-8—87, it has been ordered the Assessors appointed after the date of settlement should pass Accountancy (Lower) Grade test for considering their case for promotion to the post of Inspector of Assessment and they will be given one advance increment from the date of passing the test. There is no provision in the settlement to sanction one advance increment to those who have passed Book Keeping examination as Optional Subject in 11 years SSLC or +2 examination. As per G.O. Ms. No. 17, dated 6-1—55, a pass in Book keeping as optional subject in SSLC with 45% marks is equivalent to a pass in Accountancy (Lower) Grade. Accordingly, as per Board memo. No. CE/CS/2/198157/78-6, dt. 8—12-78, an advance increment was sanctioned to the Clerical employees of the Board who had passed the Book Keeping as optional subject in the SSLC with 45% marks in the subject. Based on the above, orders were issued, on 28—5—88, Assessors, Inspectors of Assessment, Revenue Supervisors are also eligible for advance incement, who have passed Book keeping as optional subject in SSLC or +2 examination with 45% marks in that subject. The Director of Technical Examinations, TNPSC and State Government were consulted on the question whether a pass in Book keeping examination as Optional subjectin the +2 examination with 45% marks is equivalent to a pass in Accountancy (Lower) Grade. It has been reported that a pass in book keeping examination as optional subject in the +2 examination cannot be treated as equivalent to a pass in Accountancy (Lower Grade), either for the purpose of promotion or for sanction of advance increment. The same has been intimated in the Board's memo. No. 048780/291/CC3/1/88-15 dt. 17—7—90, in supersession of the orders issued in Chief Engineer (General) memo. dt 8—12—78 and the Chief Engineer (Personnel) letter dt. 28—5—88. The orders deemed to have come into force on 24—8—87. However, the past cases where promotion or grant of one advance increments were sanctioned will not be reopened. The examination Accountancy conducted by the

Director of Government Technical Examinations wherein Competent Authority concerned has clarified that the qualification in dispute is considered not equivalent to Accountancy (Lower). The Board never refused to pay advance increment to the employees who have passed Accountancy (Lower) Grade test as per the settlement. The request of the petitioner cannot be complied with. Hence, the claim may be dismissed with cost.

5. The petitioner filed his reply statement contending that the respondent for the sake of denial is denying the claim of the petitioner without any justification. There is provision in the settlement to sanction advance increment to workmen who have passed Book Keeping examination as Optional subject in XI years SSLC or +2 examination. The claim of the petitioner-union for advance increment is already agreed in the settlement. The Union is completely relying upon the provisions of the Settlement in support of their case.

5. By consent, Exs. W-1 to W-15 and M1 to M-3 were marked. Arguments of both counsel were heard.

7. The point for consideration is : "Whether the demand of the Union for payment of one advance increment to Assessors, Inspectors of Assessment, Revenue Supervisors and special Grade Revenue Supervisors, who have passed Book Keeping examination as Optional subject in XI years SSLC or +2 examination is justified? To give suitable direction."

8. **The Point** : The petitioner-Union claims one advance increment to Assessors, Inspectors of Assessment, Revenue Supervisors, Special Grade Revenue Supervisors, who have passed Book keeping examination as Optional subject in XI years SSLC or +2 examination on the basis of 12 (3) Settlement dated 24—8—87 Ex. W-1. The Petitioner-Union in the claim statement as well as the reply statement specifically stated their demand is based on the provisions of the 12 (3) Settlement dt. 24—8—87. The Petitioner-Union relied on Clause 18 of the Settlement dated Ex. W1. Clause 18 (1) reads : Assessors, appointed after the date of Settlement should pass accountancy (Lower) Grade test for considering their cases for promotion to the post of Inspector of Assessment and they will be given an advance increment from the date of passing the test. Clause 18 (ii) reads Assessors, Inspectors of Assessment, Revenue Supervisors, Special Grade Revenue Supervisors, on the date of the Settlement may also pass the test on their option and they will be given an advance increment from the date of passing the test. Clause 18 (iii) reads Assessors, Inspectors of Assessment, Revenue Supervisors, Special Grade Revenue Supervisors, on the date of Settlement who had already passed the test excepting those who opted from the Clerical cadre and had drawn one or more than one advance increments for passing the test will be given an advance increment from the date of Settlement. From the plain reading of Clause 18 of the 12 (3) Settlement, Ex. W-1, there is no mention anywhere that passing of Book keeping as optional subject in XI years SSLC or +2 examinations are entitled for promotion or one advance increment. Therefore, the argument of the Learned Counsel for the petitioner that they are demanding the advance increment as per Clause 18 of the Settlement will not hold good. Further in Clause 18, it is specifically stated a pass in Accountancy (Lower) Grade is the essential qualification for promotion or for advance increment. Therefore, the claim of the petitioner-Union for one advance increment for those who have passed Book Keeping as Optional subject in XI years SSLC or +2 examination is entitled for advance increment as per Clause 18 of the Settlement cannot be accepted. The Learned Counsel for the petitioner further relied on Ex. W-15. Chief Engineer / Personnel Letter No. 048780 / 291 / Adm. Br. / C2-1 / 88-1, dt. 28—5—88, it is contended by the Learned Counsel for the petitioner, the Chief Engineer has specifically stated the orders issued in Chief Engineer (General) Memo. dated 8—12—78 to Clerical cadre that a pass in Book Keeping as Optional subject in the SSLC examination with 45% marks in that subject are eligible for advance increment will also equally apply to the Assessors, Inspectors of Assessment, Revenue Supervisors, who have passed Book Keeping as Optional subject in the SSLC or +2 examination with 45% marks in that subject and who are already in service and not drawn one advance increment are eligible for sanction of one advance increment w.e.f. 1—10—87. This Board Proceedings is dated 25—8—87, According to the respondent, subsequent to the Settlement Ex. W-1 and the Board Proceedings Ex. W-15, a clarification was sought for from the Director of Technical Examinations, TNPSC and State Government whether the pass in Book keeping as Optional subject in SSLC or +2 examination with 45% marks in that subject is equivalent to a pass in the test of Accounting (Lower) Grade. They informed on 10—6—89 under Ex. M-2, that a pass in the Book keeping in +2 examination will not be equal to a pass in the Accountancy Test (Lower) Grade. Based on the clarification Ex. M-2 the Chief Engineer (Personnel) issued a memo. dated 17—7—90 Ex. M-3, superceding the memo. dated 28—5—88 viz. Ex. W-15 stating that a pass in Book keeping examination as Optional subject in +2 examination with 45% marks in Book keeping shall not be treated as equivalent to a pass in the examination Accountancy (Lower) Grade either for the purpose of promotion or for the purpose of advance increment. So, it is argued by the respondent's counsel even before the petitioner-union raised the dispute,

the Electricity Board superceded the memo. dated 28—5—88 on which the petitioner-union has based their claim. Though on the date of raising the dispute, Ex. W-15 was not in force, but the Settlement Ex. M1 was in force and it is binding on both the petitioner-union and the respondent.

It is not the case of the petitioner, the respondent superceded the memo. dated 28—5—88 after the petitioner-union raised the disputs, So, at the time of raising the dispute, only the Settlement was in force and the Petitioner-Union can claim any demand only as per the provisions of the Settlement. As I already pointed out there is no mention in the Settlement W-1 under Clause 18 that the passing of Book keeping examination as Optional subject in XI years SSLC or +2 examination is entitled for advance increment or for promotion. As contended by the petitioner's counsel, the Settlement Ex. W-1 is binding on both parties. When there is no provision in the Settlement enabling the Petitioner-Union to claim their demand, alleging the claim is based on the provisions of the Settlement cannot sustain.

In the result, an award is passed dismissing the claim of the Petitioner-union. No costs.
Dated, this the 12th day of January, 1996.

N Subramanian
Industrial Tribunal.

WITNESS EXAMINED

For Workmen :
W.W. 1 : Thiru Tha. Ganesan

For Management :
M.W. 1 : Tmt. J.A. Sophia

DOCUMENTS MARKED

For Workmen :

Ex. W—1/24—8—87	:	Memorandum of settlement U.S. 12(3) of the I.D. Act, 1947 between parties (xerox copy).
W—2/25—8—88	:	Order of Chief Engineer (Personnel), TNEB regarding sanction of incentive/ increment. (copy)
W—3/10—6—91	:	Letter from the Petitioner/Union to the Management.
W—4/6—9—91	:	Industrial Dispute raised by the Union u/s. 2(K) of the I.D. Act, 1947 before the Labour Officer, Circle-II, Madras.
W - 5/2—3—92	:	Counter filed by the Management before the Labour Officer, Madras.
W—6/10—4—92	:	—do—
W—7/26—10—91	:	Reply statement filed by the Management before the Labour Office-II, Madras.
W—8/9—11—91	:	Replay statement filed by the Union before the Labour Officer-II, Madras.
W—9/25—5—92	:	Conciliation Failure Report.
W—10/Series	:	Representation given by Petitioner-Union members to the Tamil Nadu Electricity Board, Tiruvannamalai.
W—11/Series	:	—do— Vandavasi.
W—12/Series	:	—do— Madras-2.
W—13/27—2—91	:	Letter from the Superintending Engineer, T.E.D.C., Thiruvannamalai to Thiru. M. Shaffi, Assessor.
W—14/22—3—91		—do—
W—15/28—5—88	:	Order of Chief Engineer (Personnel) Tamil Nadu Electricity Board regarding sanction of incentive/increment (copy).

For Management :

Ex. M. 1/29—5—89	:	Letter from the Chief Engineer (Personnel), Tamil Nadu Electricity Board, Madras-2 to the Director of Technical Education, Madras-32 (xerox copy).
M—2/10—6—89	:	Reply by the Director of Technical Education, Madras-32 to Ex. M-1 (Xerox copy).
M—3/17—7—90	:	Memo. issued by the Chief Engineer (Personnel) Tamil Nadu Electricity Board-2 regarding grant of advance increment. (Xerox copy).

N. Subramanian,
Industrial Tribunal.

HOLIDAYS—Tamil Nadu Electricity Board—Closure of offices on Monday the 20th May 1996 as a mark of respect to the Late Thirumathi Janaki Ramachandran, former Chief Minister of Tamil Nadu—Orders—Issued.

(Routine) B.P. (Ch) No. 66 (Secretariat Branch) Dated the 11th June 1996
Vaikasi 29, Thadhu,
Thiruvalluvar Aandu 2027

Read :

G.O. Ms. No. 500 (Public (Protocol—I) Department) dated 19—5—96.

Proceedings :

The Tamil Nadu Electricity Board adopts the holidays declared by the Government of Tamil Nadu on the special occassions.

2. In G.O. Ms. No. 500 (Public (Protocol—I) Department) dated 19—5—96 the Government of Tamil Nadu declared Monday the 20th May 1996 as a holiday for all educational institutions, offices of the State Government, offices of the State Public Sector Undertakings and the Government controlled bodies as a mark of respect to the late Thirumathi Janaki Ramachandran, former Chief Minister of Tamil Nadu. If is also ordered that it is not a holiday under the " Negotiable Instruments Act ".

3. In accordance with the above order, the offices of the Tamil Nadu Electricity Board remained closed on 20th May 1996 as a mark of respect to Late Thirumathi Janaki Ramachandran, former Chief Minister of Tamil Nadu. The Tamil Nadu Electricity Board now directs that the holiday on 20th May 1996 shall be a public holiday to all the offices of the Board and it is not a holiday under the " Negotiable Instruments Act ".

(By Order of the Chairman)

M. Subramanian,
Secretary.

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Memo. No. 69140/IR1 (3)/96—1 (Adm. Br.) dated 11—6—1996.

Sub : Establishment—Request transfer Guidelines—Reiterated.

Ref : 1. M. No. 1157/Adm. Br./IR2 (1)/83—1 dt. 15—7—83.
2. M. Mo. 154240/1313/IR2 (1)/88—1 dt. 14—12—88.
3. M. No. 154240/1313/IR2 (1)/IR1 (3)/88—7 dt. 26—02—1990.
4. M. No. 154240/1313/IR2 (1)/IR1 (3)/88—9 dt. 3—5—1990.
5. M. No. 17363/67/Adm. Br./IR1 (3)/93—1 dt. 17—3—1993.
6. M. No. 120/Adm. Br./IR1 (3)/92—1 dt. 20—7—93.

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1. Various instructions/guidelines have been issued in the past in regard to the procedure for disposel of request transfers of the employees of the Board. These have been reviewed. With a view to improving the administration, the following procedure for request transfers of the employees of the Board are reiterated.

2. The authority to whom the Board has delegated Powers to effect the type of transfer and area of transfer is as in Annexure—I.

3. A register of vacancy should be maintained category wise in the Offices of the Chief Engineers/Superintending Engineers/Executive Engineers in the prescribed format (Annexure—II)

4. The Executive Engineer will intimate on or before 7th of every month the vacancies in the regular work establishment categories in his jurisdiction to the Superintending Engineer. Before 20th of the month, the Superintending Engineer shall intimate the allotment of candidates to the division for issuing posting orders by the Executive Engineer concernad. All other vacancies in the Division will be intimated by the Executive Engineer similarly to the Superintending Engineer on or before 7th of every

month. The Superintending Engineer gathering information for all the divisions under him will prepare the list of vacancy of categories other than regular work establishment and send it to the Chief Engineer/ Personnel on or before 10th of every month by a D. O. letter. The copy of this list will also be sent to the Chief Engineer concerned Similarly, every Chief Engineer for vacancies coming under the control of Chief Engineer/Personnel arising in his own office directly will intimate on or before 10th of every month to the Chief Engineer/Personnel by a D.O. letter.

5. The Chief Engineer/Personnel will allot the Assistant Executive Engineers to the Chief Engineer concerned on or before 20th of every month, for being allotted to the Circles coming under his jurisdiction. The Chief Engineer/Personnel will also alot directly to the circle concerned the categories of Assistant Engineers and below on or before 20th of every month. The Superintending Engineer will issue suitable posting orders.

6. All communications to the Chief Engineer/Personnel shall be sent by telex and a copy of the telex itself shall be treated as a record instead of a separate post copy.

7. Request for transfer can be accommodated only where vacancies exist/will arise. Persons working in a post should not be transferred in order to accommodate requests from some one else. Requests from employees for transfer to a particular Circle/Station and not to particular post are considered on compassionate grounds. But no employee has any right to expect consideration of such requests unless his or her work and conduct have been satisfactory. This should be borne in mind in dealing with request transfers. If there is any reason or special circumstances by which the transfer of the applicant to the requested place will be detrimental to the interest of the Board, the transfer should not be done.

8. The period of sending advance copy of the request transfer applications by the employees will be from 1st to 15th January and from 1st to 15th July in a year as the case may be.

9. The request transfer application received upto 15—7—96 will only be registered for the current year. From next year onwards the period of registration shall remain twice in a year. i. e. from 1st January to 15th January and 1st July to 15th July.

10. The request application received after or before the above stipulated period shall be returned to the employee concerned through proper channel.

11. The request for transfer shall be made in the form prescribed in Annexure—III.

12. All the applications received shall be entered in a register in the offices of appropriate officers competent to effect the transfer. The format of the register shall be as in Annexure—IV.

13. Each transfer applicant shall be Intimated with his/her register number as in the Register of request for transfer.

14. Separate folios or registers should be maintained for each category.

15. For ordering request transfers, the following conditions shall be scrupulously observed :—

(a) Eligibility of transfer will arise only after the completion of one year on duty in the present station.

(b) The work and conduct of the employee shall have been satisfactory.

(c) Where more than one person seeking transfer to a Circle are qualified for consideration, preference will be given to the person who has served for the shortest period on duty (continuously or in different spells) in the Circle to which transfer is sought. In case of provincial cadres promoted out of Regular Work Establishment cadres, the service put in under provincial cadre alone will be taken into account for this purpose.

(d) If under Clause (c) above, more than one person is available with no service or the same length of service in the Circle of his choice, then preference will be given to the one who has served the longest period on duty in the present circle.

(e) Where more than one person seeking transfer to a particular Station within a Circle are qualified for consideration, preference will be given to the person who has served for the shortest period on duty in all categories (continuously or in different spells) in the Station to which transfer is sought for.

(f) If Under Clause (e) above more than one person is available with no service or the same length of service in all categories in the Station of his choice, then preference will be given to the one who has served the longest period on duty in the present station.

16. In respect of transfer made based on report of Vigilance Cell, the employee shall not be posted back to the same place on request without getting the clearance from the Vigilance Cell.

17. The condition of one year of stay on duty in a Station specified in para 15(a) above should be insisted upon with a view to avoid dislocation of work in the Office by frequent transfers and in order to ensure that the employees concerned really settle down in their jobs and apply themselves to their work instead of seeking transfer as soon as they join the post to escape responsibility. The stipulation of one year on duty in a station for considering request transfers cannot be dispensed with in the interest of administration except in the following cases where the condition of one year stay on duty is not insisted upon.

(i) In the cases of employees who were/are to be transferred to other stations due to shifting of headquarters in which cases the services rendered in the same office in new headquarters and the old headquarters shall be taken into account for reckoning the one year of service on duty.

(ii) In the cases of retransfer of the Regular Work Establishment workmen and workmen borne on Circle seniority transferred due to surplus who are not liable for transfer outside the Circle but for the surplus.

(iii) In the cases of employees transferred on administrative grounds (other than on adverse reports) before completion of one year in a particular station/stations, the services rendered in the previous stations shall also be counted for reckoning the one year minimum stay on duty.

18. The transfers once made by the competent Officers should not normally be modified/ cancelled by them. If it is proposed to be modified/cancelled, the prior approval of the next higher officer should be obtained giving full justification. If any modification/cancellation to earlier transfer orders is considered necessary in the case of transfers ordered by the Chief Engineers, the proposal may be sent to the Chief Engineer/Personnel for obtaining orders of the Chairman.

19 The request for transfer will be registered by the appropriate Officers who are competent to effect the transfers. As and when a vacancy arises in a particular station, all requests for that station will be considered on comparative merits keeping in mind the following aspects:

(i) The length of service of the petitioner in his present station.
(ii) The length of previous service of the petitioner in the station to which transfer is sought.
(iii) Grounds on which the transfer is sought.
(iv) Need for avoidance of dislocation of work in the present office of the petitioner.
(v) Circumstances in which the petitioner was posted to his present station.
(vi) Suitability of the petitioner for work in the post where vacancy exists.
(vii) Other administrative interests.

20. There will be no need for annual renewal of applications of transfer as at present, and the applications once registered will continue to be valid. If the employee wants to withdraw his request, he should do so promptly and such requests will not be entertained after the issue of the order based on the request earlier made.

21. Requests for transfer will not be entertained from persons who are already under orders of transfer to some other station. Such request will be entertained only after the person first joins duty at the place to which he has been posted.

22. Request for transfer should be only to a particular station and not to a particular post. Request for transfer to a particular post will be summarily rejected without being registered.

23. If an employee had already applied for request transfer in the first 15 days of a particular half year and if his case is not complied with he need not renew or send fresh application. Such cases also will be reviewed and considered alongwith the other applications received during the stipulated time.

24. The employees who have completed one year stay on duty in their present station alone should send their request transfer applications (advance copy and original as the case may be). Thus the Register of request transfer will contain the entries only in respect of the employees who have completed one year stay on duty and that making entries of ineligible cases do not arise.

25. The Superintending Engineers concerned should forward the original request transfer applications to Administrative Branch within 15 days from the date of receipt alongwith the performance report simultaneously without waiting for a reference from the Administrative Branch for that matter.

26. Preference will be given for the request transfer in the following cases :—

(i) Persons who were transferred on account of bifurcation or formation of new Circles.

(ii) Physically handicapped persons, and

(iii) To the place where the Spouse is working.

27. Receipt of the Memo. shall be acknowledged.

(By Order of the Chairman)

C. Paramasivam,
Chief Engineer (Personnel).

Encl :

ANNEXURE—I

POWERS DELEGATED TO CHIEF ENGINEERS/SUPERINTENDING ENGINEERS/ EXECUTIVE ENGINEERS IN THE MATTER OF TRANSFERS

Sl. No	Type of Transfer	Description of Transfer	Authority to whom powers delegated
(1)	(2)	(3)	(4)
Class II Service :			
I. (Officers above the categories of Assistant Engineers and equivalent)			
1.	Administrative transfer	(i) From one post/place to another post/place within the Region/ Jurisdiction	Chief Engineer of the Region/ Jurisdication concerned
		(ii) From one Region/ Jurisdiction to another Region/Jurisdiction	Allotment by Chief Engineer/ Personnel; Posting by Chief Engineer concerned
2.	Request transfer	(i) Within the Circle	Chief Engineer concerned
		(ii) From any Circle to any other Circle in the State	Allotment by Chief Engineer/ Personnel; Posting by Chief Engineer concerned
II. (Upto and inclusive of Assistant Engineers and equivalent categories).			
1.	Administrative transfer	(i) From one post/place to another post/place within the Circle	Superintending Engineer concerned
		(ii) From one Circle to another within the Region/Jurisdiction	Allotment by Chief Engineer concerned; posting by Superintending Engineer
		(iii) From a Circle in one Region/ Jurisdiction to a Circle in another Region/Jurisdiction	Allotment by Chief Engineer/ Personnel; posting by Superintending Engineer
2.	Request transfer	(i) From one post/place to another post/place within the Circle	Superintending Engineer concerned
		(ii) From any Circle to any other Circle in the State	Allotment by Chief Engineer/ Personnel; Posting by Superintending Engineer

Class III and IV Service :

III. PROVINCIAL :

(Upto and inclusive of Administrative Supervisors/Accounts Supervisors, Junior Engineer II Grade and equivalent categories in Class III Service)

1.	Request and administrative transfer	Within the Circle	Superintending Engineer
2.	Administrative transfer	Within the Region/Jurisdiction	Allotment by Chief Engineer concerned; posting by Superintending Engineer concerned
3.	Request transfer	From any Circle to another Circle in the State	Allotment by Chief Engineer/ Personnel; Posting by Superintending Engineer coucerned
4.	Request and administrative transfer	From a Circle in one Region/ Jurisdiction to a circle in another Region/Jurisdiction	Allotment by Chief Engineer/ Personnel; posting by Superintending Engineer concerned

IV. REGULAR WORK ESTABLISHMENT :

1.	Request and administrative transfer	Within the Division	Executive Engineer
2.	Request and administrative transfer	Within the Circle	Allotment by Superintending Engineer; posting byExecutive Engineer
3	Administrative transfer	Within the Region/Jurisdiction	Allotment to Circle by Chief Engineer concerned; allotment to Division by Superintending Engineer concerned; posting by Executive Engineer
		Out-side the Region/ Jurisdiction	Allotment to Circle by Chief Engineer/Personnel; allotment to Division by Superintending Engineer concerned; posting by Executive Engineer

ANNEXURE — II

Date of arising of vacancy	VACANCY DETAILS		Division/ Circle	Cause of vacancy	Ref. No./ date of posting order	Date of joining of incum-bent	Remarks
	Section / Place Office etc.						
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)

Note : 1. For each category a separate page or a separate register shall be maintained. The vacancy register should be put up to the..... on the first working day of every month with an abstract of the vacancies unfilled.

ANNEXURE — III

I. FORMAT FOR APPLICATION FOR TRANSFER

1.	Name of the applicant and date of birth	:		
2.	Present designation	:		
3.	Circle/Station in which he/she is working	:		
4.	(a) Circle to which transfer is requested	:		
	(b) Station to which transfer is requested (in case of request transfer within the Circle)	:		
5.	Date of joining in the present station	:		
6.	(a) Length of service in the present station	:	From	To
	(b) Length of service in the present Circle	:	From	To
7.	(a) Length of Service in the Circle to which transfer is sought	:	From	To
	(earlier, if any)			
	(b) Length of service in the station to which transfer is sought (if within a circle)	:	From	To
8.	Whether any previous request is pending if so details to be furnished.	:		
9.	Whether this request is in cancellation of the previous request.	:		
10.	Reasons, if any, for transfer requested.	:		

UNDERTAKING

I shall forego Transfer Travelling Allowance for the above transfer.

Place :
Date : SIGNATURE OF THE APPLICANT.

ANNEXURE—IV

II. FORMAT FOR MAINTAINING REGISTER OF REQUEST TRANSFERS :

1. Sl. No.
2. Date of receipt of application.
3. Name of applicant.
4. Present post and station.
5. (a) Circle to which transfer is sought.
   (b) Station to which transfer is sought. (in case of request transfer within circle)
6. Grounds on which transfer is sought.
7. (a) Length of service in the present station.
   (b) Length of service in the present circle.
8. Length of previous service in the station to which transfer is sought (if any).
9. Circumstances in which petitioner was transferred from the station to which posting is sought.
10. Remarks.

SPORTS—Sanction of Special Casual Leave for trekking and mountaineering expeditions to Board employees - Orders—Issued—Cancelled.

(Per.) B. P. (Ch.) No. 166 (Secretariat Branch) Dated the 12th June, 1996

Read :

(i) (Per.) B.P. (Ch) No. 205, (S. B.) dt. 23—11—92.

(ii) G. O. Ms. No. 278, (Education, Science & Technology/ (Y1) Department), dt. 9—4—96.

Proceedings:

Following the orders issued by the Government in the reference second cited, the Tamil Nadu Electricity Board directs that the orders issued in (Per.) B. P. (Ch) No. 205, (S. B.) dt. 23 - 11—92 are hereby cancelled.

(By Order of the Chairman)

M. Subramanian,
Secretary.

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Circular Memo. No. 030678/VC11/96—1, (Sectt. Br.) dated the 13th June, '96.

Sub : Theft of energy and malpractices detected by Anti Power Theft Squad— Follow up action by Superintending Engineers/O & M/Circles— Submitting reports to Vigilance Cell—Instructions Issued.

The Anti Power Theft Squad detect theft of energy and malpractices in HT and LT Service Connections. Copies of the inspection reports are communicated to the Superintending Engineers of Distribution Circles for further action. It is observed that inspite of several reminders, reports are not received from the Superintending Engineers explaining the position pertaining to each case. Even DO reminders issued to the Superintending Engineers remain unanswered.

2. All Chief Engineers, Distributions, Regions are hereby instructed to convene meeting of Superintending Engineers of their Region every month and specifically analyse each case and direct them to intimate Vigilance Cell before 5th of every month the position relating to court cases and details of collection of revenue as assessed by Anti Power Theft Squad without fail.

(By Order of the Chairman)

A. X. Alexander,
Inspector General of Police/Vigilance.

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Memo. (Per.) No. 33861/N1/96—1, (Sectt. Br.) Dated : 13—6—1996.

Sub : Medical Attendance Rules—Claiming reimbursement for the treatment taken as inpatient in the private hospital—Attestation of the Authorised Medical Attendant -Government round seal insisted— Instructions—Issued.

Ref : Board's Memo. (Per.) No. 084147/N2/94—1, dated 6—12—94.

In the reference cited, certain guidelines have been issued to follow whenever the Board employees resort to treatment in private clinics/dispensaries/hospitals and claim reimbursement of the expenditure.

2. Of later, a number of medical reimbursement claims are being received under Medical Attendance Rules for the treatment taken as in-patient in the private hospitals. While forwarding the claim applications, most of the officers concerned do not scrutinise the fact whether the round seal of the Government Hospitals, where the Authorised Medical Attendant is working, is affixed in the essentiality certificate as required under the rules.

3. All the officers of the Board are therefore requested to scrutinise the medical reimbursement claim applications received under Medical Attendance Rules, and ensure that the round seal of the Government Hospitals where the Authorised Medical Attendant is working has been affixed in the essentiality certificate produced by the employees. If it is not complied with, the application may be rejected at their end.

4. Receipt of this memo. should be acknowledged in the slip enclosed.

M. Subramanian,
Secretary.

●●●

Provision of Terry Cotton White Over Coat to Civil Surgeon and Assistant Civil Surgeon—Payment of cash in lieu of supply of Over Coat—Orders—Issued.

Per. B.P. (Ch.) No. 211 (Administrative Branch) Dated 15—6—1996
Aani 1, Thadhu
Thiruvalluvar Aandu 2027

READ :

Ref : 1. G.O. Ms. No. 364/Health and Family Welfare Department Dated 31—5—95.

2. Chief Medical Officer/Madras Letter No. 000614/CMO/TNEB/HQD/A1/515/E. Uniforms/96-1, dated 15—5—96.

Proceedings :

The Government of Tamil Nadu in their G.O. cited have sanctioned, for the purchase of Terry Cotten half arm over coats at Rs. 175/- to Assistant Civil Surgeons and Rs. 200/- to Civil Surgeons to purchase full arm over coat every year. The Chief Medical Officer/Head Quarters Dispensary in his letter cited has suggested to delegate power to the concerned Superintending Engineer's for arranging payment to their Medical Officers directly.

2. The Tamil Nadu Electricity Board, after careful consideration directs that an amount of (i.e.) Rs. 175/- per year to Assistant Civil Surgeon and Rs. 200/- per year to Civil Surgeon may be paid in lieu of supply of Terry Cotton half arm white over coat and full arm white over coat materials respectively.

3. The above orders shall take effect from the financial year 1996-97 on wards.

(By Order of the Chairman)

C. Paramasivam,
Chief Engineer/Personnel.

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Memorandum No. 074266/IR1 (3)/96—1, (Adm. Br.) dated the 19th June 1996.

Sub : Establishment—Administrative transfer guidelines—Reg.

Ref : 1. Memo. No. 51678/A1/85—1, (Sectt. Br.) dated 28—9—85.
2. Memo. No. 84168/O&M Cell/II(3)/94—1, (Sectt. Br.) dated 21—1—95.
3. This Office Memo. No. 25489/C1—1/95—1, dated 17—3—95.

Various instructions were issued in the past on the procedures to be followed in the matter of ordering transfers on administrative grounds. They have been reviewed and the following instructions are reiterated.

(i) Administrative transfers should be ordered only in the interest of work and NOT as a disguised attempt to oblige some one or other. In other words, no one should be disturbed to accommodate the requests of others. The request transfer will be governed by the guidelines reiterated in Memo. No. 69140/IR1 (3)/96-1, dated 11-6-1996

(ii) Employees who have not completed three years of stay in a particular station, should NOT normally be disturbed However, if there is absolute necessity to consider such cases on any grounds in respect of provincial categories for which promotions and allotments are ordered by the Chief Engineer/Personnel, the Chief Engineer concerned shall forward full justification to Chief Engineer/Personnel who will examine, obtain and communicate the prior approval of the Chairman for considering such cases.

(iii) In respect of cases to be transferred within the circle the Superintending Engineers will forward such cases to the Chief Engineers concerned. The Chief Engineer in turn will examine such requests and pass orders after recording the justification.

(By Order of the Chairman)

C. Paramasivam,
Chief Engineer (Personnel).

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Memorandum No. 10432/P1/95—1, (Sectt. Br.) Dated the 20th June 1996.

Sub : Disciplinary Cases—Tamil Nadu Civil Services - D&A Rules—Lapses and flaws committed by Departments while conducting disciplinary proceedings—Uniform procedure to be followed—Certain instructions—Issued—Copy—Communicated.

Ref : Government's Letter No. 46723/Per. N/95—1, (Personnel and Administrative Reforms (Per.N) Department) dt. 10—1—95.

A Copy of the Government's letter cited, is communicated to all the Disciplinary Authorities for information and adherence scruplously while conducting Disciplinary Proceedings.

M. Subramanian,
Secretary.

Encl :

Copy of Letter No. 46723/Per. N/95-1, Dated 10-1-1995, from Thiru. M.B. PRANESH, I.A.S., Secretary to Government, Personnel and Administrative Reforms (Per. N) Department, Secretariat, Government of Tamil Nadu, Madras-9., to All Heads of Departments All Departments of Secretariat Madras-9.

Sub : Disciplinary cases—Tamil Nadu Civil Services (CCA) Rules—Lapses and flaws committed by the Departments while conducting Disciplinary Proceedings—Uniform procedure to be followed—Certain instructions—Issued.

The Chairman, Tamil Nadu Public Service Commission has brought to the notice of the Government that in a large number of disciplinary cases, the disciplinary authorities have committed lapses and flaws, vitiating the disciplinary proceedings and this results in setting aside the punishment orders and starting afresh the enquiry at the stage where the lapses or flaws had occurred. One such lapse being the failure to draw up a separate enquiry report on the personal hearing conducted by the Enquiry Officer. In another case, even though the Enquiry Office, had drawn up his report, the collector, who had heard the accused official in person, did not draw up his report. Further, the Enquiry Officer's report was not communicated to the Accused Official along with the Collector's final orders.

2. In order to avoid such lacunae and to ensure uniform approach in all the departments, the Government reiterates that the procedure prescribed in the Handbook on Disciplinary Procedure should be scrupleusly followed in the conduct of d.ps by the d.p. authority and the same forwarded to the Government as the case may be.

3. The Government have already issued a number of instructions on the above subject. The object behind the issue of these instructions is that delay while processing the disciplinary cases should be avoided. At the same time it should be clearly remembered that while handling the disciplinary case, all the procedures contemplated in the rules and the connected instructions should be followed without fail.

4. The receipt of the letter may be acknowledged.

Yours faithfully,
Sd/- x x x x x x
for Secretary to Government.

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Memorandum No. 1165/P1/96—1, (S. B.) Dated: 20 - 6—96.

Sub: DEPUTATION—Deputation of Government servants on Foreign Service—Standardised terms and conditions—Conditions regarding Education, Handloom/Khadi Advances and H.B.A./Motor Car/ Scooter Advance—Conditions—Included—Orders of Government—Adopted.

Ref: (i) (Per.) B. P. (FB) No. 25 (S.B.) dt. 16—5—95.
(ii) Govt's Lr. No. 94556, FR. II/94—8, (P & A. R. (F.R. II) Dept.,) dt. 12—12—95.

In continuation of the B.P. cited, a copy of the Government's letter cited is communicated. The conditions included as item Nos 22, 23 & 24 in addition to the existing 21 conditions stipulated in para 4 of the G.O. Ms. No. 111 (P & A.R. (F. R. II) Department) dated 12—5—94 cited will be followed by the Board in respect of deputation of Government servants to Board.

(By Order of the Chairman)

Encl.:

M. Subramanian,
Secretary.

GOVERNMENT OF TAMIL NADU

Copy of: Letter No. 94555/FR. II/94—8 Personnel & Administrative Reforms (FR. II) Department, Dated :12—12—1995.

Sub: Fundamental Rules—Foreign Service Deputation—Deputation of Government servants on foreign service—Standardised terms and conditions—Conditions regarding Education, Handloom/Khadi Advances and House Building Advance/Motor Car/Scooter Advances—Conditions—Included.

Ref: 1. G. O Ms. No. 516, Finance (BPE) Department, dated: 28—7—1993.
2. G. O. Ms No. 111, Personnel and Administrative Reforms Department, dated: 2—5—1994.
3. From the Registrar Co-operative Societies Letter No. 186084/94/AC3, dated: 8—12—1994.

In the Government Order first cited, Government have issued standardised terms and conditions in respect of deputation of employees of one State Public Sector Undertaking/Board to another State Public sector under taking / Board. It has been suggested that the benefits provided in Condition No. 23 relating to sanction of House Building Advance/Motor Car/Scooter Advance etc. may also be extended to the State Government servants on deputation to State owned Corporations/Boards Undertakings and Co-operative Institutions, Autonomous Bodies etc.

2. In the Government Order second cited, the Government have issued standardised terms and conditions for deputation of State Government Servants to State owned Corporations/Boards/ Undertakings and Co-operative Institutions, Autonomous bodies etc. The Registrar of Co-operative Societies, in his letter third cited, has sought for clarification, whether the deputationists are entitled for sanction of Education, Handloom/Khadi Advances.

3. Government, after careful examination of the above suggestion and clarification, have decided to include three more conditions, in addition to the existing 21 conditions in the Government Order second cited. Accordingly, the following three conditions shall be added after the 21 conditions listed out in para 4 of the said Government Order.

"22 Education/Handloom/Khadi Advances".

These advances shall be paid to the deputationist in foreign service as admissible to the Govt. Servant or as admissible in the foreign service, whichever is more advantageous to him.

The outstanding advance, if any, sanctioned by the foreign employer shall, on his reversion to parent department, be recovered in monthly instalments by the parent department and paid to the foreign employer, in the balance number of instalments.

"23. House Building Advance, Motor Car/Scooter Advance etc".

The deputationists will apply for the House Building Advance, Motor Car/Scooter Advance etc. to his parent organisation thro' his Foreign Employer. The Foreign Employer should ensure that the instalments of House Building Advance, Motor Car/Scooter Advance etc. sanctioned to the individual by the parent organisation are recovered from the pay bills of the deputationist and remitted back to the parent organisation.

"24. General".

The deputationists, could be allowed to avail themselves of the advances in the foreign body as well, as they would be eligible in, Government and that the sanction and recovery as in Government shall be made by the foreign body.

Yours faithfully,
Sd./ x x x x
for Secretary to Government.

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Memorandum No. 36963 / A1 / 96—1 (Secretariat Branch) dated the 20th June 1996.

Sub : ESTABLISHMENT—Class I Service–Request transfer—Guidelines / Instructions --Issued.

Ref: Chief Engineer/Personnel's Memorandum No. 69140/IRI (3) / 96--1, dated 11—6—96.

Certain procedures / guidelines for request transfers of the employees of the Board have been reiterated in the reference cited. The above guidelines shall generally be followed for the request transfers in respect of Class—I Officers also.

2. The Chief Engineers / Chief Financial Controller / Superintending Engineers and Chief Internal Audit Officer are requested to forward the original request transfer applications received from Class—I Officers to the SECRETARIAT BRANCH by addressing to the SECRETARY / TAMIL NADU ELECTRICITY BOARD / MADRAS—600 002 Within 15 days from the date of receipt along with the performance report of the Officer concerned simultaneously, without waiting for a reference from Secretariat Branch for that matter.

3. Receipt of the Memorandum shall be acknowledged.

(By Order of the Chairman)

M. Subramanian,
Secretary.

Memorandum (Per.) No. 1281/P1/96—1, (Secretariat Branch) Dated the 21st June 1996.

Sub : Fundamental Rules—Fundamental Rule 56 (3) — Voluntary Retirement—Consolidated instructions—Issued by the Government—Communicated.

Ref :
i. B.P. Ms. (Ch) No. 247, (S.B.) dt. 29—7—85
ii B.P. Ms. (FB) No. 51, (S.B.) dt. 22—6—88
iii. (Per.) B.P. (Ch.) No. 6, (S.B.) dt. 25—1—93
iv. (Per.) B.P. (Ch.) No. 84, (S.B.) dt. 5—4—95
v. G.O. Ms. No. 376, P & AR (FR. III) Dept., dt. 11—12—95
vi. Government's Lr. No. 57753/FR. III/95—2, dt. 27—12—95

In the reference fourth cited and subsequently amended in the reference fifth and sixth cited the Government have issued a consolidated instruction comprising of all the earlier instructions with regard to allowing the Government servants to retire voluntarily under Fundamental Rule 56 (3) Similar provision has already been brought out as Regulation 17 (gg) of Tamil Nadu Electricity Board Service Regulations.

2. In view of above, a copy in each of the Government's reference fifth and sixth cited may be communicated to all the appointing authorities to adhere the guidelines scrupulously while dealing the case of the employees who are allowed to retire voluntarily.

(By Order of the Chairman)

Encl :

M. Subramanian,
Secretary.

Copy of G. O. Ms. No. 376 Personnel and Administrative Reforms (FR. III) Department Dated 11—12—1995, from Government of Tamil Nadu.
FUNDAMENTAL RULES—Fundamental Rules 56 (3)—Voluntary Retirement Consolidated Instructions—Issued.

Read again :

i. Letter No. 66188 / 84—1, Personnel & Administrative Reforms (FR. III) Department, dated 8—10—1984.
ii. Letter No. 2514 / 84—10, Personnel & Administrative Reforms (FR. III) Department, dated 30—3—1985.
iii Letter No. 10326 / 84—C, Personnel & Administrative Reforms (FR. III) Department dated 23—4—1985.
iv. G. O. Ms No. 1327, Per. & Adm. Dept , (FRI) dt 27 11—1978
v. G. O. Ms. No. 829, Per. & Adm. Reforms (FR. III) Dept. dt. 26—8—1985.
vi. G. O. Ms. No. 1108, Personnel & Administrative Reforms (FR. III) Department, dated 18—12—1987.
vii. Letter No. 88441/FR. III/90—5, Personnel & Administrative Reforms (FR. III) Department dated 8—5—1991.
viii. G. O. Ms. No. 350, Personnel & Administrative Reforms (F. R. Special) Department, dated 7—10—1991.
ix. Letter No. 73081/FR. III / 91—7, Personnel and Administrative Reforms (FR. III) Department, dt. 25—9—1992.
x. Letter No. 24857/FR. III/93—2, Personnel & Administrative Reforms (FR. III) Department, dated 19—7—1993.

ORDER :

Fundamental Rule 56 (3) governs the issue of Voluntary Retirement of Government Servants, according to which a Govt. servant who has attained the age of fifty years or who has completed twenty years of qualifying service may retire from service by giving notice of not less than three months in writing direct to the appointing authority, with a copy marked to the Officer immediately superior to the Government servant concerned, for information.

2. The concept of Voluntary Retirement took a change, considering the advantages that accrued to individual Government Servants, and accordingly an amendment to the Fundamental Rules was issued in the Government order eighth read above, bringing out the essential aspects of Voluntary Retirement. The Salient features of this G O are as under:

F. R. 56 (3)(a) : After completion of 20 years of qualifying service or 50 years of age, notice of not less than 3 months for Voluntary Retirement may be given in writing direct to the appointing authority.

F. R. 56 (3) (d) (i) : Weightage upto five years shall be given, subject to the condition that the total qualifying service, including the weightage, shall not in any case exceed thirty three years

(ii) The weightage given shall be in addition to the qualifying service for purposes of pension and gratuity only, and it shall not entitle a Government servant to any notional fixation of pay for purposes of calculating the pension and gratuity.

F. R. 56 (3) (e) : Notice of Voluntary Retirement shall be accepted subject to the fulfilment of the following conditions:—

(i) No Disciplinary Proceedings are contemplated or pending against the Government servant, for imposition of any major penalty.

(ii) No prosecution is contemplated or pending in a Court of Law against the Government Servant. (A report from Special Branch, C.I.D., Madras-4 is necessary)

(iii) No enquiry is contemplated or pending against the Government Servant in the records of Directorate of Vigilance & Anti-corruption. (A report from Directorate of Vigilance and Anti-corruption is necessary)

(iv) No dues which can not be recovered from the Death-cum-Retirement Gratuity are pending to be recovered from the Government Servant concerned.

(v) There should be no contractual obligation pending against the Government servant to serve the Government for the period subsequent to his Voluntary retirement

F. R. 56 (3) (f) : If no orders either accepting or rejecting the Voluntary retirement are issued **before** expiry of notice period, then the Voluntary Retirement shall become **deemed**. The appointing authority shall, therefore, pass appropriate orders before the expiry of the Notice period

F. R. 56 (3) (g) : Voluntary Retirement Notice can be **withdrawn** before the expiry of Notice period, with the approval of the appointing authority.

3. There are certain other instructions issued from time to time as indicated in the references (i), (ii), (iii), (vii), (ix) and (x) read above. They are not affecting the main scheme of Voluntary Retirement, as no modifications to them have been made in the main rule. Experience has shown that these instructions were and are not being taken into account by the administrative departments either because they have been issued at various stages and thereby lost sight of or because they have not been incorporated in the main rule itself. However, as these instructions are equally important in the implementation of the scheme of Voluntary Retirement, a need has arisen to consolidate these instructions in order to facilitate the administration to be aware of the existence of such instructions and in order to effectively implement the scheme of Voluntary Retirement.

4. The attention of all Secretaries and Heads of Departments is therefore invited to the following instructions once again for careful examination of cases of Voluntary Retirement:

Sl No.	Reference	Clarification
1.	Letter No. 66188/84—1, P & A.R. (FR. III) Department, dated 8—10—1984	If no disciplinary action is pending on the date of issue of notice of Voluntary Retirement or if the Government Servant is not under suspension on the date of issue of Notice of Voluntary Retirement, then he shall become eligible to go on Voluntary Retirement, on completion of three months from the date of issue Notice of Voluntary Retirement. (Based on the order of the High Court)

Explanation : This instruction is subject to the Provision under F.R. 56(3) (e) (i).

2. Letter No. 2514/84—10, P & A.R. (FR. III) Department, dated 30—3 —1985

If a Government servant has executed a bond to serve the Government till the date of his superannuation, then he shall **not be** allowed to go on Voluntary Retirement.

3. Letter No. 10326/84—6, P &A.R. (FR, III) Department, dated 23—4—1985.

A Government Servant on foreign service in a foreign country or in India can be allowed to retire Voluntarily after giving three months notice, subject to fulfilling the conditions in F.R. 56(3) (a) & (e).

4. Letter No. 88441/FR. III/ 90—5, P.&A.R. (FR. III) Department, dt. 8—5—1991.

Unearned Leave on Medical Certificate and Unearned Leave on Private Affairs may be sanctioned to a Government Servant during the Notice period of Voluntary Retirement only if he/she rejoins duty on expiry of leave. Otherwise, the leave salary may be recovered from him/her, as per Ruling-4 under Rule-15-A of Tamil Nadu Leave Rules. Earned Leave may, however, be sanctioned till the end of the Notice period, subject to eligibility. Extraordinary Leave on loss of pay cannot run concurrentiy with the period of Notice of Voluntary Retirement.

Explanation : Sanctioning of Earned Leave till the end of Notice period means **such leave** extends upto and **excludes the date of Retirement**. (Opinion of Accountant General (A&E), Madras-18, **with reference** to the position prevailing in Government of India—Vide his letter No. AG (A&E) TM/III—2. FR. 56/94—95/236, dated 14—3—1995).

5. Letter No. 73081/FR. III/ 91—7, P.&A.R. (FR. III) Department, dt. 16—9—1992.

(i) When Earned Leave without allowances runs concurrently with the period of Notice, the Leave should be refused and he/she may be requested to join duty immediately and give a **fresh Notice** of not less than three months—otherwise, the request for voluntary Retirement may be negatived.

(ii) Payment of pay and allowances for the short-fall of the Notice period shall **not** be allowed.

(iii) No waiver of shortfall in Notice period shall be allowed.

(iv) If a Government servant rejoins duty for a few days prior to the date of his retirement on expiry of his Unearned Leave on Medical Certificate during the period of Notice, if no vacancy is available to accommodate him he should be given postings, by reverting the junior-most of that Department in the respective category.

(v) The last 3 months Notice period should necessarily be a continuous one and should not include period of extraordinary leave (without pay and allowances)

Explanation : Where the Voluntary Retirement has Already taken place (with the earned leave without allowance during the period of Notice) **pensionary benefits may be determined treating the period of Earned Leave without allowance as non qualifying period.** (Ref : Govt. Letter No. 35481/FR. III/92—2, P.&A.R. (FR. III) Dept., dated 21—9—1992 and

A.G. (A&E)'s Letter No. PMI//III/457, dt. 14—2—95, read with letter No. AG (A&E)/PMI/III/3—20/92—93/782, dt. Nil)

6. Letter No. 24857/FR. III/ 93—2, P&A. R. (FR. III) Dept., dated 19—7—1993.

A Notice of Voluntary Retirement given by a Government servant either direct to the appointing authority or sent through proper channel, takes effect from the date of receipt of the same by the appointing authority only. Indication of any date for Voluntary retirement **before** completion of three months from the date of receipt by the appointing authority will have no validity. In such a case, there is no need for obtaining a second Notice indicating a revised date of Voluntary Retire, but the revised date may be worked out by the appointing authority himself and the Government servant concerned promptly informed of the date of receipt of the Notice by the appointing Authority, together with the provision contained in F.R. 56 (3) (b).

5. All the Secretaries to Government and Heads of Departments are therefore requested to follow the above consolidated instructions scrupulously in future while dealing with cases of Voluntary Retirement, for effective implementation of this scheme As salient features of the instructions have been indicated above for purpose of ready reference, it is requested that the main rule F.R. 56(3) may also be referred to. It is the bounden duty of the appointing authorities to ensure that all the conditions in force are satisfied before allowing a Government servant to retire voluntarily. Non adherence to the satutory notice period will result in deemed retirement giving scope for an erring Government servant to escape punishment. The appointing authorities are therefore requested to bear in mind the statutory rules and the guidelines in force while dealing with cases of Voluntary retirement, so as to safeguard the interests of the Government as well as the Government servants concerned.

6. The receipt of this order may kindly be acknowledged.

(By Order of the Governor)

M.B. Pranesh,
Secretary to Government.

Encl. :

Copy of Letter No. 57753/FR. III/95—2, Personnel & Administrative Reforms (FR. III) Department, Government of Tamil Nadu, Secretariat, Madras-9, Dated 27—12—1995, From Thiru C.K. Sundaravarathan, B.A., Joint Secretary to Government.

Sub : Fundamental Rules—Fundamental Rule 56(3)—Voluntary Retirement—Consolidated Instructions—Erratum issued.

Ref : G.O. (Ms.) No. 376, P.& A.R. (FR. III) dt. 11—12—95.

The following errata is issued.

ERRATUM

In the said Government Orders, in para-4, under item No. 5, for the words 'Earned Leave without allowances', the words 'Extra-ordinary Leave without allowances' shall be substituted.

Yours faithfully,
Sd/- (R. Ranganathan)
for Joint Secretary to Government.

(True Copy)

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Memorandum No. 39869/A1/96—1 (Secretariat Branch), dated the 25th June, 1996.

Sub : ESTABLISHMENT—Class I Officers—Retired from service of the Board on 30—4—96 A.N.—Notification—Issued.

The following Notification is issued :—

Notification

The following officers have retired from the service of Board on 30—4—96 A.N. :—

Thiruvalargal :

1. John B. Thangasamy, Executive Director/I.P.P./Madras
2. P. K. Arumugam, Chief Engineer/T.T.P.S./Tuticorin
3. R. Nachimuthu, Superintending Engineer/Betterment/Thermal/Madras
4. K. Michael, Chief Engineer/Distribution/Tirunelveli Region
5. V. Veluchamy, Chief Engineer/N.M.T.P.P /Ennore
6. C. Krishnandam Pillai, Superintending Engineer/Madras EDC (South)
7. R. Venkatesan, Superintending Engineer/Design/N.M.T.P.P./Madras
8. T. Kadirvelu, Superintending Engineer/C.M.C /Coimbatore
9. M. Varadarajan, Superintending Engineer/Chidambaranar EDC
10. S. Velayudham, Stores Controller, O/o. C F.C./Madras
11. G. Ameer John, Stores Controller/M.T.P.S.
12. G. Babu, Deputy Financial Controller/Trichy EDC/Metro
13. N. Srinivasan, Stores Controller/ETPS
14. V. Neelakanta Iyer, Executive Engineer/R & M/ETPS. (Voluntary Retirement)

S. Ramasamy,
Deputy Secretary/Personnel.

TNEB—IMCS—Preparation of Revenue Manual—Printing at TNEB Press—Orders issued.

(Permanent) B.P. (Ch.) No. 213 (Techl. Branch)

Date : 25—6—96
Aani 11, Thadhu,
Thiruvalluvar Aandu 2027.

Read :

Note to Chairman, dated 14—6—96.

Proceedings :

The TNEB Manual Volume-I was prepared in 1972 and is still in operation in the area covered under revenue. Considering the need for a separate Revenue Manual, a Revenue Manual has been prepared by In-house Management Consultancy Services (IMCS). Vast changes made in the methods of effecting supply, taking meter reading, assessment and collection, remittance etc., since 1972 have been taken into account while preparing the manual. The manual has been approved by the Chairman.

2. The Director/TNEB Press, Madras is authorised to print 6500 copies of the Revenue Manual at the press by procuring the required stationery. The Manual should be released within three to four months for supply to all Distribution circles and Headquarters offices as per the allotment made in the Annexure.

(By Order of the Chairman)

Encl : Annexure

S. Chandrasekaran,
Chief Engineer/Planning.

ANNEXURE

ALLOTMENT OF REVENUE MANUAL

Sl. No.	Name of the Allottee	Allotment
1.	CE/Distribution/Madras	5
2.	SE/MEDC/North	145
3.	SE/MEDC/Central	140
4.	SE/MEDC/South	150
5.	SE/MEDC/West	130
6.	SE/Chengai M.G.R. EDC	170
7.	CE/Distribution/Villupuram	5
8.	SE/Villupuram R.P. EDC	275
9.	SE/Tiruvannamalai Sambuvarayar EDC	200
10.	SE/South Arcot Vallalar EDC	185
11.	CE/Distribution/Vellore	5
12.	SE/Vellore Ambedkhar EDC	120
13.	SE/Tiruppattur EDC	150
14.	SE/Kancheepuram EDC	160
15.	SE/Dharmapuri EDC	170
16.	CE/Distribution/Salem	5
17.	SE/Salem EDC	250
18.	SE/Periyar EDC	175
19.	SE/Mettur EDC	250
20.	SE/Gobi EDC	90
21.	CE/Distribution/Trichy	5
22.	SE/Trichy/Metro	165
23.	SE/Trichy/N	190
24.	SE/Thanjavur EDC	125
25.	SE/Pudukottai EDC	100
26.	SE/Nagai Quide Milleth EDC	160
27.	SE/Karur EDC	85
28.	CE/Distribution/Madurai	5
29.	SE/Madurai EDC	170
30.	SE/PM Thevar EDC	100
31.	SE/Ramnad EDC	100

32.	SE/Theni EDC	90
33.	SE/Dindigul Anna EDC	190
34.	CE/Distribution/Tirunelveli	5
35.	SE/Tirunelveli Kattabomman EDC	230
36.	SE/Kamaraj EDC	160
37.	SE/Kanyakumari EDC	80
38.	SE/VOC EDC	135
39.	CE/Distribution/Coimbatore	5
40.	SE/Coimbatore EDC/North	150
41.	SE/Coimbatore EDC/South	200
42.	SE/Nilgris EDC	60
43.	SE/Udumalpet EDC	200
44.	Chief Financial Controller/Revenue	10
45.	Leader/IMCS	150
46.	Future allotment	750
	Total	6500

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Establishment—Class—II Service—Appointment of Medical Officers on Contract Basis—Generation Circle / Kundah—Extension of Service Beyond Contract Period—Approved.

Per. B. P. (FB) No. 145 (Technical Branch) Dated 26—6—96
Aani 12, Thadhu,
Thiruvalluvar Aandu 2027.

READ :

1. Per. B. P. No. 302 (Techl. Br.) dt. 23—8—95.
2. Item 37 of Minutes of 750th meeting of the Board.

Proceedings :

The proposal to extend the services of the following two Medical Officers for a further period of 10 months on consolidated wages of Rs. 5.000/-per month on contract basis on the same terms and conditions as already approved in Board's Proceedings 1st cited, is approved,

(i) Dr. N. Balasubramanian, Moyar,
(ii) Dr. P. Sakunthala, Pykara Dam,

(By Order of the Board)

R. Sengottaian,
Chief Engineer Hydro & Gas Turbine.

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Establishment--Board Office Secretariat Branch - Constitution of a Special Cell for monitoring Court cases in which Chairman, Tamil Nadu Electricity Board is impleaded as a party—Orders—Issued.

(Permanent) B. P. (Ch.) No. 177 (Sectt. Branch) Dated the 26th June, 1996
Aani 12, Thadhu,
Thiruvalluvar Aandu 2027.

Proceedings :

Of late the Chairman, Tamil Nadu Electricity Board is invariably impleaded as one of the respondents in almost all cases filed by the Consumers, Contractors, Officers, Workers etc. against the Board for seeking effective remedy. There are large number of cases pending in various courts in Tamil Nadu and also a few cases in Supreme Court involving Electricity Board. It is noticed that inspite of various instructions, guidelines, Circulars on the various procedures to be followed in dealing with Court cases, there are delays in taking timely action on the part of the Board which places the Chairman, Tamil Nadu Electricity Board in an embarassing position. It has therefore been decided to monitor court cases in which Chairman is impleaded as a party, by a Special Cell in Board Office Secretariat Branch.

2. In pursuance of the above decision, sanction is accorded to the constitution of a Special Cell with the following posts in Board Office Secretariat Branch exclusively to monitor all Court cases wherein Chairman is impleaded as a party respondent, temporarily for a period of one year from the date of utilisation :—

(i)	Section Officer (Rs. 2150—85—2575—95—3050—105—3680)	1	(One)
(ii)	Assistants (Rs. 1250—45—1475—50—2225)	2	(Two)
(iii)	Typist (Rs. 1050—30—1200—40—1840)	1	(One)
	Total	4	(Four)

3. The staff sanctioned in para 2 above shall function under the control of Legal Adviser. Out of the two Assistants, sanctioned in para 2 above, one Assistant shall be utilised in High Court Legal Section to monitor cases in High Court and City Courts concerning Chairman, exclusively.

4. The incumbents of the posts sanctioned in para 2 above will be eligible to draw the Pay, Dearness Allowance, House Rent Allowance City Compensatory Allowance and other allowances at the rates admissible under the orders in-force in Tamil Nadu Electricity Board.

5. The expenditure is debitable to "Tamil Nadu Electricity Board—Funds—Revenue Expenses—75. Employees cost — 75-1 Salaries — 75-110 Salaries Provincial."

(By Order of the Chairman)

M. Subramanian,
Secretary.

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Establishment—Tamil Nadu Electricity Board—Class II Service—Post of Industrial Relations Officer in Tamil Nadu Electricity Board—Prescription of qualification and method of appointment—Adhoc Rules—Orders—Issued.

(Pt.) B.P. (F.B.) No. 44 (Sectt. Br.) Dated 27—6—1996.
13. Aani, Thadhu,
Thiruvalluvar Aandu 2027.

Read :

(Pt.) B.P. (Ch) No. 199 (SB) dt. 24—8—95.

Proceedings :

The Labour matters of the Tamil Nadu Electricity Board are now being attended to by the Industrial Relations Adviser, who is a deputationist from the Government of Tamil Nadu in Labour Department in the rank of Joint Commissioner of Labour. In order to assist him, a post of Industrial Relations Officer has been created in the scale of pay of Rs. 2475—95—3045—105—4200 in Board Office Secretariat Branch in Class II Service in (Pt.) B.P. (Ch) No. 199 (SB) dt. 24—8—95 for a period of one year from the date of utilisation. The post of Industrial Relations Officer has been utilised with effect from 25—8—95 FN. Adhoc rules relating to constitution, appointment, appointing authority and qualification etc., for the newly created post of Industrial Relations Officer are as indicated below :—

2. In exercise of powers conferred by Section 79 (c) and (k) of the Electricity (Supply) Act, 1948 (Central Act LIV of 1948), the Tamil Nadu Electricity Board hereby makes the following Adhoc Rules :—

3. These Adhoc Rules shall be deemed to have come into force from 25 - 8 - 95.

Adhoc Rules for the post of Industrial Relations Officer

(i) **Short Title and Commencement :**
These Rules shall be called as the Adhoc Rules for the post of Industrial Relations Officer.

(ii) **Applicability of provision in the Tamil Nadu Electricity Board Service Regulations :**
The Regulations applicable to the holders of the post of Labour Welfare Officer in the Tamil Nadu Electricity Board shall be applicable to the holders of the post of Industrial Relations Officer, subject to the changes specifically contemplated in the following sub-rules.

(iii) **Method of Appointment :**
Appointment to the post of Industrial Relations Officer shall be made.

(i) by transfer from the post of Labour Welfare Officer in Class II Service of the Tamil Nadu Electricity Board.

(or)

(ii) on deputation from the category of Assistant Commissioner of Labour, Labour Department; Government of Tamil Nadu.

(iv) **Qualification :**

(a) Must possess a Degree of Master of Labour Management.

(or)

(b) A degree of any University or Institution recognised by the University Grants Commission for the purpose of its grant; and

(c) A degree or diploma in Social Work or Social Science or Labour Relations or Social Welfare with Labour laws or Industrial Relations as a Principal subject, from any University or Institution recognised by the University Grants Commission, for the purpose of its grant or a Diploma in Labour Laws awarded by the Indian Law Institute, New Delhi or Post Graduate Diploma in Labour Laws and Administrative Law conducted by the Madras Law College or a Degree in Law of any University or a Post-Graduate Diploma in Labour Administration awarded by the Tamil Nadu Institute of Labour Studies or a Post-Graduate/Diploma in Personnel Management, Industrial Relations and Labour Welfare awarded by the Madras and Coimbatore Productivity Councils or any other Institution recognised by the State Government, and

(d) Adequate knowledge in TAMIL

(v) **Appointing Authority :**
The Appointing authority for the post of Industrial Relations Officer shall be the Chief Engineer/Personnel.

(vi) **Pay :**
The scale of pay applicable to the post of Labour Welfare Officer from time to time shall be applicable to the Industrial Relations Officer and the holder of the post of Industrial Relations Officer shall be paid monthly pay in the above mentioned scale of pay.

4. Necessary amendment to the Tamil Nadu Electricity Board Service Regulations will be issued separately.

(By Order of the Board)

M. Subramanian,
Secretary.

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Memo. No. 068334 / 132/S3 / A3 / 96—1 (Adm. Br.) dated 28—6—96.

Sub : Establishment—Dharmapuri Elecy. Distn. Circle—Shifting of Headquarters from Dharmapuri Rural Division from Dharmapuri to Kadathur—Orders Issued.

Ref : From the C.E. (D) Vellore letter No. 003107/C2/96—2 dt. 27—5—96.

It is hereby ordered that the Headquarters of the following Division in Dharmapuri Elecy. Distn. Circle be shifted as indicated below with immediate effect.

1. The Headquarters of the Dharmapuri Rural Division is shifted from Dharmapuri to Kadathur.
2. The Headquarters of Krishnagiri Rural Division is shifted from Krishnagiri to Pochampally.

The Chief Engineer/Distribution/Vellore is requested to implement the above orders immediately and send confirmation report.

(By Order of the Chairman)

C. Paramasivam,
Chief Engineer (Personnel).

FINANCE

PART—III

Finance

Lr. No. X/CFC/28425/27194/96, (Accounts Branch) dated 7—6—1996.

Sub : Uniform Commercial Accounting System— Adoption of Uniform Commercial Accounting System—Account code—allotted Reg.

Ref : SE/MEUAC/MDU/AO/Acqn/FUCA/96-2, dt. 4—5—96 of SE/Acqn/Madurai.

Referring to the letter cited the following Account Code is communicated for adoption.

Account Code No.	Details
46.655	Other Liabilities and provisions for amount owing to Madurai Corporation Electrical Undertaking Madurai.

The receipt of this communication may be acknowledged.

S. Thangarathnam,
Chief Financial Controller.

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Circular Memo. No. DFC/Cost/PUC/21646/X/96—1 (Accounts Branch) dt. 11—6—1996.

Sub : Audit—Audit by the Accountant General (Audit II) Madras—Constitution of Audit Committees at Regional level and Board's level and affording certain facilities—instructions—Issued.

Ref : Circular Memo. No. DFC/Cost/PUC/21646/X/96 dt. 10—5—96.

In the reference cited, while intimating the members of the Audit Committee at Regional level, the incumbant of the Residential Audit Officer/Tamil Nadu Electricity Board, Madras has been omitted to be included as a Member in the Committee. it is hereby informed that Residential Audit Officer Tamil Nadu Electricity Board, Madras will aiso be a member of the Audit Committee at the Regional level.

Further it is requested that whenever the meeting at the Regional level is convened, in accordance with the instructions issued in the reference cited, the intimation of conducting such meeting may please be arranged to be sent atleast one week in advance to the Residential Audit Officer/Tamil Nadu Electricity Board, Madras, in order to make arrangements by him for attending the meeting.

Brijeshwar Singh,
Accounts Member.

TECHNICAL

PART–IV

Technical

Circular Memo. No. SE/IEMC/EE3/AEE2/AE/V. 40/D. 174/96 (Techl. Br.) dt. 1—6—96

Sub : Electricity—Energisation of 10,000 pumpsets in special priority of one pole/mere service during 96-97—Instructions —Reg.

Ref : 1. Circular memo. No. SE/IEMC/EE3/AEE2/D. 494/90. dt. 27—10—90.

2. Circular memo No. SE/IEMC/EE3/AEE2/AE/F.V. 40/D. 382/95 dt. 26—8—95.

3. Circular memo. No. SE/RE & I (D)/RE-II/D./Target 1996-97/ D. No. 625/96 dt. 24—4—96.

The State Government while reviewing the achievement of agriculture pumpset connections during 1995-96 under 20 point programme remarked that proportionate target has not been achieved. Hence, it has been decided that 10 000 numbers may be allocated for effecting service under Special priority scheme with mere service connection and one pole extension cases and the scheme can be taken up simultaneously along with normal priority.

The following instructions are issued :—

1. Out of the target of 40,000 agricultural pumpsets to be energised during 1996–97, 20,000 pumpsets shall be energised under normal priority, 10,000 pumpsets under Special Priority Scheme of on line/one Pole extension and 10,000 pumpsets under revised SFS.

2. The investigation for both mere service and one pole categories may be taken up simultaneously and notices may be issued strictly according to their priority of registration of applications.

3. The targets for each Division under the on line–one pole category shall be 1/3rd of the division target fixed for normal/special priority of mere/one pole services. In case of shortfall in any of the Division Superintending Engineers can redistribute the target under this category to other Divisions and in case of shortfall in a Circle, the Chief Engineers/Distribution of the Regions can be reallocate among Circles in their regions without affecting the district targets.

4. The notice period for this category shall be 45 days. Notice for reporting readiness shall be issued in such a way that the expiry date for the 45 days shall not go beyond 31—10—96.

5. All ready cases under this scheme should be effected supply on or before 29—2—97 and the total number of pumpsets connected shall not exceed the target fixed under this scheme.

6. All the field Officers are informed that supply to the pumpsets under on line-one pole priority has to be effected only if the voltage regulation is within the stipulated norms of 6% with diversity factor 1.5. The cases where improvement works involved should not be taken for mere service connection priority (one line-on pole).

7. All other instructions issued in the circular memo. dt. 27—10—90 cited under reference (1) for the implementation of the special programme during 1990–91 may be followed for this year's programme also.

8. The Superintending Engineers/Electricity Distribution Circles are requested to programme the service connections for the agricultural pumpsets such that both the scheme viz. connections coming under special priority envisaged in this circular memo as well as connections coming under normal priority are given side by side. The progress of these services may be reported separately to the Superintending Engineer/R.E. & I(D). All pumpsets coming under this Special Priority Scheme shall be effected before 23—2—97 and there shall not be any carry over to next year.

9. The Chief Engineers & Superintending Engineers are requested to take immediate action to implement the above scheme.

The receipt of this memo may be acknowledged.

A. Chinthamani,
Member (Distribution).

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Memorandum No. SE/IEMC/EC3/AEE2/FD 91/D 188/96 (Techl. Branch) dated 3–6–96

Sub : Electricity—Reconnection of dismantled/disconnected services for which arrears paid after 31—12—91—Instruction—Regarding.

Ref : (Permanent) B.P. (FB) No. 232, dated 9—6—94.

Further to the B.P. cited under reference, it is informed that the Honourable Minister for Electricity has announced in the Assembly that the dismantled disconnected agriculturals services may be reconnected for which the arrears with BPSC have already been paid after 31- 12—91.

Hence all the Superintending Engineers/Electricity Distribution Circles are requested to give wide publicity to the above concession by exhibiting the same in Tamil in the Notice Boards in all Section, Sub-division, Division/Circle Offices.

If the consumer requests for reconnection, the services can be reconnected by adopting the following procedure.

(1) A 30 days notice may be issued to the consumers to enter readiness after receiving the application from the consumer.
(2) A separate priority may be maintained for the above consumers.
(3) To reconnect the service as per readiness priority under normal priority if it involves extension or special priority if it involves more service/one pole extension as the case may be and the case coming under special priority may be reconnected immediately.
(4) This will be within the target fixed for the division.

P. V. Rajaraman,
Chairman.

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Circular No. SECH/E2-A2/F. Misc./D. 424 (Techl. Branch) dated 4—6—1996

Sub : Buildings – Economy in Civil Maintenance Works—White washing of walls of buildings—Revised instructions—Issued.

Ref : (1) Circular Memo. No. SECH/E2/A2/F. Misc./D. 266/93, Dt. 30—3—1993 of Member (Generation).
(2) Item No. 4023 of Minutes of 662nd Tender Committee Meeting held on 31—5—1996.

1. Instructions were issued in the reference cited 1 that all the walls of buildings should be washed with white cement instead of white wash/colour wash. The above instruction is modified in view of the directions of Tender Committee in reference cited (2) and the following revised guidelines are issued to all concerned with the construction, maintenance of buildings for adoption in future.

White Washing :

Only the outer walls of buildings shall be washed with white cement and all the inner walls shall be white washed with lime. Excepting this revision, there is no change in other instructions issued in the reference cited 1.

2. This circular may please be acknowledged to Superintending Engineer/Civil (Hydel), IInd Floor, NPKRR Maaligai, 800, Anna Salai, Madras-600 002 in the slip enclosed (No covering letter required).

K. V. Rupchand,
Chief Engineer/Civil Designs.

Tender Regulations—Tamil Nadu Manual Workers Act 1982—Tamil Nadu Construction Workers Welfare Board—Manual Workers General Welfare Fund—Amendment No. 17 to Tender Regulation 1991-issued.

(Per.) B.P. (FB) No. 17 (Accts. Branch) Dated 4—6—1996
Vaikasi 22, Thadhu,
Thiruvalluvar Aandu 2027.

READ :

1) Govt. of Tamil Nadu G.O. Ms. No. 222 L & E dt. 1—11—94.

2) Item No. 30 of the minutes of the 749th meeting of TNEB held on 24—5—96.

Proceedings :

The Government of Tamil Nadu in G.O. Ms. No. 222 L & E dated 1—11—94 issued a notification fixing 0.1% of the total estimated cost of the building or construction works proposed to be undertaken as contribution to the fund constituted to the benefit of the Manual Workers. As per the provisions of the Tamil Nadu Manual Workers Scheme 1994 contribution from 1—11—94 has to be collected and remitted to the Secretary, Tamil Nadu Construction Workers Welfare Board, Madras-18.

In order to adhere to the provisions of this scheme it was suggested that necessary amendment may be made to the Tender Regulations for the recovery of 0.1% of the total estimated cost of the Building or Construction Works proposed to be undertaken as contribution to the Manual Labour Welfare Fund from the Contractors' bill and remit to the Secretary, Tamil Nadu Construction Workers Welfare Board, Madras 18.

The above proposal was examined and approved by the Tamil Nadu Electricity Board in the 749th meeting held on 24—5—96.

Accordingly, the following clause is incorporated under Tender Regulations as clause 28.10.

T.R. 28. 10 : In respect of Civil Construction Works, while floating Tenders, a special clause intimating the Tenderers that 0.1% towards the contribution to the Manual Labour Welfare Fund will be deducted in their running bills and the recoveries remitted to the Tamil Nadu Construction Workers Welfare Board, Madras-18, at periodical intervals. The above percentage of deduction on account of Contribution to the Welfare Fund should be included in the estimate itself. The provision of this sub-clause is applicable to the cities of Madras, Madurai and Coimbatore only at present. The recovery and remittance of contribution will not, however, apply to annual and periodical maintenance work carried out to Buildings.

(By Order of the Board)

S. Thangarathnam,
Chief Financial Controller.

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Electricity—Execution of hydro projects whose unit cost of generation is Rs. 3/- or less by Tamil Nadu Electricity Board under State sector—Approval of the Board for recommending to Government of Tamil Nadu—Orders—Issued.

(Permanent) B.P. (FB) No. 144 (Technical Branch) Dated 26—6—96.
Aani 12, Thadhu,
Thiruvalluvar Aandu 2027.

READ :

Item 30 of the Minutes of the 750th meeting of the Tamil Nadu Electricity Board held on 19—6—96.

Proceedings :

The Tamil Nadu Electricity Board approves the proposal of Chief Engineer/Civil Designs to recommend to Government of Tamil Nadu that Tamil Nadu Electricity Board can take up hydro power Projects whose unit cost of generation is Rs. 3/- or less.

(By Order of the Board)

K. V. Rupchand,
Chief Engineer/Civil Designs.

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