



SECRETARY TO GO
P.O. No. S.F.W. Dated 27.8.15
27 AUG 2015
Secretariat, Chennai-600 005

ABSTRACT

Rules – Tamil Nadu State and Subordinate Services Rules – Amendments to rule 2 in Part I – Preliminary and to rule 52 of General Rules – Issued.

PERSONNEL AND ADMINISTRATIVE REFORMS (S) DEPARTMENT

G.O.Ms.No.89.

Dated : 12.08.2015.

மன்மத, ஆடி 27,

திருவள்ளூர் ஆண்டு, 2045.

Read :

1. G.O.(Ms.)No. 1110, Public (Ex-Servicemen) Department, Dated 16.12.2002.
2. G.O.(Ms.)No. 1, Personnel and Administrative Reforms (S) Department, Dated 01.01.2004.
3. G.O.(Ms.)No. 106, Public (Ex-Servicemen) Department, Dated 23.01.2008.
4. G.O.Ms.No.915, Public (Ex-Servicemen) Department, dated 10.09.2009.
5. From the Tamil Nadu Public Service Commission Letter No.2237/RND-D2/2008, dated 13.04.2015.

ORDER:

The following notification will be published in the Tamil Nadu Government Gazette:-

NOTIFICATION.

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Tamil Nadu hereby makes the following amendments to PART I – Preliminary and Part II General Rules of the Tamil Nadu State and Subordinate Services Rules (Volume I of the Tamil Nadu Services Manual, 1987):-

2. (i) The amendments 1, 2(i), and 2(ii) hereby made shall be deemed to have come into force on the 16th December 2002.

(ii) The amendment 2 (iii) hereby made shall be deemed to have come into force on the 19th September 2006.

(iii) The amendments 2(iv) and 2(v) hereby made shall be deemed to have come into force on the 10th day of September 2009.

AMENDMENTS.

(1) In PART I – PRELIMINARY, in rule 2 after sub-rule (7) the following sub-rule shall be inserted, namely:-

“EX-SERVICEMEN”

(7-A) Ex-Servicemen means:-

- (a) any person who had served in any rank (whether as Combatant or not) in the Armed Forces of the Union and has been released therefrom on or before the 30th June 1968 otherwise than by way of dismissal or discharge on account of misconduct or inefficiency; or
- (b) any person who had served in any rank (whether as Combatant or not) in the Armed Forces of the Union for a continuous period of not less than six months after attestation and released therefrom between 1st July 1968 and 30th June 1979 (both days inclusive) otherwise than by way of dismissal or discharge on account of misconduct or inefficiency; or
- (c) any person who had served in any rank (whether as Combatant or not) in the Armed Forces of the Union for a continuous period of not less than six months after attestation if released between 1st July 1979 and 30th June 1987 (both days inclusive),-
 - (i) for reasons other than at his own request or by way of dismissal or discharge on account of misconduct or inefficiency; or
 - (ii) at his own request after serving for a period of not less than five years; or
- (d) any person who had served in any rank (whether as Combatant or not) in the Armed Forces of the Union, and had retired or had been released on or after 1st July 1987 from such service,-
 - (i) at his own request after earning his pension; or
 - (ii) on medical grounds attributable to military service or circumstances beyond his control and awarded medical or other disability pension; or
 - (iii) otherwise than at his own request after earning his pension, as a result of reduction in establishment; or
 - (iv) after completing specific period of engagement, otherwise than at his own request or by way of dismissal or discharge on account of misconduct or inefficiency and has been given a gratuity.
- (e) any person of the Territorial Army of the following categories, namely, pension holder for continuous embodied service, person with disability attributable to military service and gallantry award winner retired on or after 15th November 1986; or

- (f) any person of the Army Postal Service who retired on or after 19th July 1989 directly from the said Service without reversion to Postal and Telegraph Department with pension or who has been released on or after 19th July 1989 from such Service on medical grounds attributable to military service or circumstances beyond his control and awarded medical or other disability pension; or
- (g) any person discharged on or after July 1987 under Army Rule 13(3) III (V) for the reason that his service is no longer required and in receipt of pension:

Provided that in all cases, an ex-serviceman once recruited to a post in any class or service or category, cannot claim the concession of being called an ex-serviceman for his further recruitment:

Provided further that a person discharged before July 1987 under Army Rule 13 (3) III (V) for the reason that his Service is no longer required is not an ex-serviceman.

(2) In PART II – GENERAL RULES, in Rule 52,-

(i) for the title "Age concession for Ex-Servicemen" the title "Concession for Ex-Servicemen" shall be substituted;

(ii) for sub-rule (a) and the Explanation thereunder, the following sub-rule shall be substituted, namely:-

"(a) Notwithstanding anything contained in these rules or in the special rules for the various State and Subordinate Services, an ex-serviceman who has not completed 48 years of age, if he does not belong to Scheduled Caste or Scheduled Tribe or Backward Class or Most Backward Class or Denotified Community and 53 years, if he belongs to Scheduled Caste or Scheduled Tribe or Backward Class or Most Backward Class or Denotified Community on the 1st day of July of the year in which the selection for appointment is made, but is otherwise qualified shall be eligible for such appointment."

(iii) the sub-rule (b) shall be deleted;

(iv) after sub-rule (b) as so deleted, the following sub-rule shall be added, namely:-

"(c) persons serving in the Armed Forces shall be eligible to apply for posts under the Government if they are due to complete the specified term of their engagement in the Armed Forces within one year from the last date prescribed by the appropriate authority for receipt of the application in respect of a particular recruitment. All such candidates while making their applications shall submit a self undertaking and a form of certificate from their Commanding Officer in the format given in Schedule VII to this part."

(v) after Schedule VII, the following Schedule shall be added, namely:-

Schedule VIII**[See rule 52 (c)]****Undertaking to be given by the candidate.**

I hereby accept that, if selected on the basis of the recruitment / examination to which this application relates, I will produce documentary evidence to the satisfaction of the appointing authority that I have been duly released / retired / discharged from the Armed Forces and I am entitled to the benefits admissible to Ex-servicemen given under rule 52 of General Rules for Tamil Nadu State and Subordinate Services as amended from time to time.

Place:

Signature of the candidate.

Form of certificate for serving personnel

I hereby certify that, according to the information available with me
 (No) (Rank) (Name) is due
 to complete the specified term of his engagement with the Armed Forces on the
 (date)

Place :

Date :

Signature of the Commanding Officer.

(BY ORDER OF THE GOVERNOR)

P.W.C.DAVIDAR,
PRINCIPAL SECRETARY TO GOVERNMENT.

To

All Secretaries to Government, Chennai-600 009.

All Heads of Department.

All District Collectors/District Judges.

All Departments of Secretariat, Chennai-600 009.

The Secretary, Tamil Nadu Public Service Commission,
Chennai-600 003. (10 copies)

The Registrar, High Court, Chennai – 600 104.

The Works Manager, Government Central Press, Chennai – 600 079.

(for publication in the Tamil Nadu Government Gazette)

The Law (P&AR/Sty) Department, Chennai-600 009.

The Public (Ex-Servicemen) Department, Chennai-600 009.

The Accountant General, Chennai-600 006/9/18/35.

The Personnel and Administrative Reforms (ARII/CC) Department,
Chennai -600 009.

Directorate of Ex-Servicemen's Welfare, Chennai-600 003.

Copy to:All Sections / All Officers in Personnel and Administrative Reforms
Department, Chennai -600 009.

Stock File/Spare Copies.

/Forwarded by order/

SECTION OFFICER.

7.23
 14/8/2015
 14.8.15