

**CHANDIGARH ADMINISTRATION
DEPARTMENT OF PERSONNEL**

Notification

Dated, Chandigarh the 07-05-2018

No.28/67-IH(11)-2018/98/6 The Administrator, UT, Chandigarh appointed by the President under Article 239 of the Constitution, in pursuance of Section 13(1) of the Punjab Right to Service Act 2011 as extended to the UT, Chandigarh is pleased to notify the following terms and conditions of appointment of the Commissioner(s) of the Chandigarh Right to Service Commission in terms of the Punjab Government notification No. 1/27/2011-1PGRC/160 dated 10.02.2012.

TERMS & CONDITIONS FOR COMMISSIONERS

1. Term of Office:

The Commissioner(s) shall hold office for five years from the date on which he / she enters upon his / her office or until he / she attains the age of sixty five years and shall not be eligible for re-appointment. However, he / she may, at any time, resign from office by writing under his / her hand addressed to the Administrator, UT, Chandigarh (Section 15(1) of the Punjab Right to Service Act, 2011 as extended in UT, Chandigarh).

2. Removal of Commissioner:

As stipulated in Section 16 of the Punjab Right to Service Act, 2011 as extended to the UT, Chandigarh.

3. Salary, Allowances and other facilities:

Section 15(5) of the Punjab Right to Service Act, 2011 as extended to the UT, Chandigarh reads as under:

"The salaries and allowances payable to and other terms and conditions of service of the Chief Commissioner and the Commissioners shall be the same as those of the State Chief Information Commissioner and the State Information Commissioners respectively as laid down in sub-section (5) of section 16 of the Right to Information Act, 2005. All provisions of the aforesaid sub section shall apply mutatis mutandis to the Chief Commissioner and the Commissioners appointed under this Act.

Section 16(5) of the Right to Information Act, 2005 is reproduced below:-

"The salaries and allowances payable to and other terms and conditions of service of-

(b) The State Information Commissioner shall be the same as that of Chief Secretary to the State Government;

Provided that if the State Chief Commissioner or a State Information Commissioner, at the time of his appointment is, in receipt of a pension (other than a disability or wound pension) in respect of any previous service under the Government of India or under the Government of a State, his salary in respect of the service as the State Chief Information Commissioner or a State Information Commissioners shall be reduced by the amount of that pension including any portion of pension which was commuted and pension equivalent of other forms of retirement benefits excluding pension equivalent of retirement gratuity;

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Provided further that where the State Chief Information Commissioner or a State Information Commissioner if, at the time of his appointment is, in receipt of retirement benefits in respect of any previous service rendered in a Corporation established by or under any Central Act or El State Act or a Government company owned or controlled by the Central Government or the State Government, his salary in respect of the service as the State Chief Information Commissioner or the State Information Commissioner shall be reduced by the amount of the Pension equivalent to the retirement benefits.

Provided also that the salaries, allowances and other conditions of service of the State Chief Information Commissioner and the State Information Commissioner shall not be varied to their disadvantage after their appointment.

Accordingly, the pay and allowances etc. for the Commissioner shall be as under:-

(a) Pay:

He shall draw pay of Rs. 2,25,000 p.m. (fixed). If he is in receipt of pension (other than a disability or wound pension) from Government of India or from State Government, his salary as Commissioner shall be reduced by the amount of that pension including commuted portion of pension. If he is in receipt of retirement benefits in respect of any previous service rendered in a Corporation established by or under any Central Act or a State Act or a Government company owned or controlled by the Central Government or the State Governments, his salary in respect of the service as the Commissioner shall be reduced by the amount of pension equivalent to the retirement benefits; (As per Sec 15(5) of PRTS Act read with Sec. 15(5) and enabling provisions of RTI Act, 2005).

(b) Accommodation:

Commissioner, Punjab Right to Service Commission as extended to the UT, Chandigarh will be entitled to Government accommodation of the same category to which the Chief Secretary to Government of Punjab is entitled under the House Allotment Rules applicable for the purpose of retention of allotment of such accommodation.

In case he / she does not avail himself of the use of an official residence, he / she may be paid every month an allowance of 20% of Basic pay + Dearness pay.

(c) Electricity and Water Charges:

The Commissioner shall be entitled to Electricity and Water Charges as are admissible to Chief Secretary to Government of Punjab.

(d) Conveyance:

The Commissioner shall be entitled to one conveyance as approved by the Motor Vehicle Board.

(e) Travelling allowance:

The Commissioner shall receive allowances, as reimbursement, for travelling on duty as are admissible to Chief Secretary to Government of Punjab.

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(f) Medical reimbursement:

The Commissioner and dependent members of his/her family shall be entitled to facilities as per provisions of the All India Service (Medical Attendance) Rules, 1954 and the instructions issued there under by the Government of India/Government of Punjab.

(g) Other Terms & Conditions:

Any other administrative matters relating to terms and conditions of service of the Commissioner with respect to which no express provision has been made shall be as applicable to the Chief Secretary to the State Government (As per Sec.15(5) of PRTS Act read with 16(5) of RTI Act, 2005).

The aforesaid terms and conditions of appointment are issued with the prior concurrence of Department of Finance as conveyed vide their U.O. No. 27/1/73-UTFII(12)-2018/6534, dated 04.05.2018.

Dated, Chandigarh the

Administrator
Union Territory, Chandigarh

Endst. No. 28/67-IH(11)-2018/9817

Dated: 07-05-2018

A copy, in continuation of this Administration's notification bearing Endst. No. 28/67-IH(11)-2018/9096-9100 dated 26.04.2018 is forwarded to Sh. Satish Kumar Singh, Under Secretary, Govt. of India, Ministry of Home Affairs, North Block, New Delhi for information.

Hansh
Special Secretary Personnel
for Administrator
Union Territory, Chandigarh

Endst. No. 28/67-IH(11)-2018/9818

Dated: 07-05-2018

A copy is forwarded to Sh. K.K. Jindal, IAS (Retd.), Commissioner, Chandigarh Right to Service Commission, Chandigarh for information and necessary action.

Hansh
Special Secretary Personnel
for Administrator
Union Territory, Chandigarh

Endst. No. 28/67-IH(11)-2018/9819

Dated: 07-05-2018

A copy is forwarded to the Controller, Printing and Stationery, Union Territory, Chandigarh with the request that the above notification may please be published in the Gazette of the Chandigarh Administration and supply 100 copies thereof to this Administration for record.

Hansh
Special Secretary Personnel
for Administrator
Union Territory, Chandigarh

Endst. No. 28/67-IH(11)-2018/9820

Dated: 07-05-2018

A copy is forwarded to the following for information and necessary action:-

1. The Accountant General (A&E), Punjab, Chandigarh.
2. The Accountant General (Audit), Punjab, Chandigarh.

3. Treasury Officer, Union Territory, Chandigarh.

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Special Secretary Personnel
for Administrator
Union Territory, Chandigarh

Endst. No. 28/67-IH(11)-2018/9821

Dated: 07-05-2018

A copy is forwarded to the following:

1. Secretary to Governor Punjab and Administrator, Union Territory, Chandigarh
 2. Private Secretary to Adviser to the Administrator, Union Territory Chandigarh
- for information of the Administrator/Adviser to the Administrator, Union Territory Chandigarh.

Handwritten Signature
Special Secretary Personnel
for Administrator
Union Territory, Chandigarh

A copy is forwarded to the Finance Secretary, Chandigarh Administration w.r.t their U.O. No.27/1/73-UTFII(12)-2018/6534 dated 04.05.2018 for information and necessary action.

Handwritten Signature
Special Secretary Personnel
for Administrator
Union Territory, Chandigarh

To

The Finance Secretary
Chandigarh Administration.

U.O. No. 28/67-IH(11)-2018/9822

Dated: 07-05-2018