

GOVERNMENT OF ODISHA
FINANCE DEPARTMENT

No.Pen-240/2013 35655 /F., Dated. 29/11/2013

From:

Shri Sanatan Panda,
Under Secretary to Government.

To

The Deputy Accountant General (Fund),
O/o the Principal Accountant General (A&E), Odisha,
Bhubaneswar.

Sub:-

Clarification on applicability of New Pension Scheme in case of Contractual employees appointed prior to 01.01.2005 and brought over to regular establishment after that date.

Sir,

With reference to your Letter No.FM/Misc/GPF/13-14/717 dt.23.09.2013 on the subject cited above, I am directed to communicate the following Finance Department Resolutions No.36049/F.,dt.31.08.2007 and No.44451/F., dt.17.09.2005 please be referred to as annexed herewith that the Contractual appointees consequent upon their regularisation after 01.01.2005 are no way entitled to be concerned under O.C.S. (Pension) Rules,1992 and G.P.F. (Orissa) Rules,1938. They are to be concerned under Newly defined contributory pension scheme,2005. The S.D.M.O. Office, Sonepur has wrongly interpreted the Finance Department guideline. They need to be intimated immediately to rectify their defects under intimation to H & F.W. Department that there should be similar instruction to all concerned under their Administrative control.

Yours faithfully,

Sanatan Panda
29/11/13

Under Secretary to Government

g

The Orissa Gazette

PUBLISHED BY AUTHORITY

No. 35 CUTTACK, FRIDAY, SEPTEMBER 21, 2007 / BHADRA 30, 1929

SEPARATE PAGING IS GIVEN TO THIS PART IN ORDER THAT IT MAY BE FILED AS A SEPARATE COMPILATION

PART III

**Statutory Rules, Orders, Notifications, Rules, etc., issued by the Governor,
Heads of Departments and High Court**

FINANCE DEPARTMENT

NOTIFICATION

The 31st August 2007

S. R. O. No. 490/2007—In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Orissa is pleased to make the following rules further to amend the General Provident Fund (Orissa) Rules, 1938, namely :—

1. (1) These rules may be called the General Provident Fund (Orissa) Amendment Rules, 2007.
- (2) They shall be deemed to have come into force on the 1st day of January 2005.
2. In the General Provident Fund (Orissa) Rules, 1938, after the proviso to Rule 4, the following proviso shall be added, namely :—

“Provided further that these rules shall not apply to Government servants appointed on or after the 1st January 2005 to services and posts in connection with the affairs of the State, either temporarily or permanently.”

[No. 36049—G.P.F.-14/2006]

By order of the Governor

[ILLEGIBLE]

Principal Secretary to Government

LAW DEPARTMENT**NOTIFICATIONS**

The 14th August 2007

(License under Section 6 of Act XV of 1872)

S. R. O. No. 486/2007—Whereas under the Indian Christian Marriage Act, 1872, every marriage between persons, one or both of whom is or are a Christian or Christians shall be solemnized in India by any Minister of Religion licensed under the said Act to solemnize marriage ;

And whereas it is further provided by Section 6 of the said Act that the State Government so far as regards the territories under its administration may by notification in the Official Gazette grant licenses to Minister of Religion to solemnize marriages within such territories ;

And whereas the Government of Orissa have thought fit to grant a license to the Minister Religion Rev. Benny John, S/o. Late P. John, aged 37 years, Village L-161, Chhend Colony, Sector-15, Post Office Rourkela, Police Station Rourkela, District Sundargarh to solemnize marriages under the provisions of the said Act.

Now, therefore, in exercise of the powers conferred by Section 6 of the said Act, the Government of Orissa do hereby grant a license to said Minister of Religion Rev. Benny John authorizing him to solemnize marriages between persons, one or both of whom is Christian or are Christians within the territories of Rourkela in Sundargarh District under the administration of Government of Orissa.

Given under my hand and seal on this the 13th day of August 2007.

[No. 9373—MJ-2/2004-L.]

By order of the Governor

B. K. PATEL

Principal Secretary to Government

The 14th August 2007

(License under Section 9 of Act XV of 1872)

S. R. O. No. 487/2007—Whereas under provisions of the Indian Christian Marriage Act, 1872, marriages may be solemnized in India by any person licensed under the said Act to grant certificates of marriage between Indian Christians ;

And whereas Section 9 of the said Act empowers the State Government to grant a license to any Christian, either by name or as holding any Office for the time being authorizing him to grant certificates of marriage between Indian Christians ;

And whereas the Government of Orissa have thought fit to grant to Rev. Benny John, S/o. Late P. John, aged 37 years, Village L-161, Chhend Colony, Sector-15, Post Office Rourkela, Police Station Rourkela, District Sundargarh a Christian, a license authorizing him to grant certificates of marriage between Indian Christians.

Now, therefore, in exercise of the powers conferred by Section 9 of the said Act, the Government of Orissa do hereby grant a license to said Rev. Benny John authorizing him to grant certificates on solemnization of marriage between Indian Christians within the territorial limit of Rourkela in Sundargarh District under the administration of Government of Orissa.

Given under my hand and seal on this the 13th day of August 2007.

[No. 9377—MJ-2/2004-L.]

By order of the Governor

B. K. PATEL

Principal Secretary to Government

The 21st August 2007

S. R. O. No. 488/2007—In exercise of the powers conferred by Section 27 of the Orissa Advocates' Welfare Fund Act, 1987 (Orissa Act 18 of 1987), the State Government in consultation with the Committee do hereby make the following rules further to amend the Orissa Advocates' Welfare Fund Rules, 1989, namely :—

1. Short title and Commencement—(1) These rules may be called the Orissa Advocates' Welfare Fund (Amendment) Rules, 2007.

(2) They shall come into force on the date of their publication in the *Orissa Gazette*.

2. In the Orissa Advocates' Welfare Fund Rules, 1989, (hereinafter referred to as the said rules), in Rule 1, in sub-rule (1), for the words "Orissa Advocates' Welfare Fund", the words "Orissa Advocates' Welfare Fund (Retirement benefit)" shall be substituted.

3. In the said rules, in Rule 4, for sub-rule (8) including the proviso thereto, the following sub-rule shall be substituted, namely :—

"(8) If any member fails to remit the annual subscription before the 30th June of that year, with an opportunity of being heard, he shall be liable to be removed from the membership of the fund by an order of the Committee."

[No. 9713—MJ-16/2005-L.]

By order of the Governor

B. K. PATEL

Principal Secretary to Government

OFFICE OF THE COMMISSIONER OF COMMERCIAL TAXES, ORISSA, CUTTACK

NOTIFICATIONS

The 16th August 2007

S. R. O. No. 482/2007—In pursuance of the approval of Government accorded under sub-rule (2) of Rule 29 of the Orissa Entry Tax Rules vide Letter No. CTC-44-05-30068-F., the 13th July 2007,

I, Shri Arun Kumar Samantray, I.A.S., Commissioner of Sales Tax, Orissa, in exercise of the powers conferred under Section 15-A of the Orissa Entry Tax Act, 1999, as amended by Orissa Act 10 of 2005, do hereby delegate the powers and duties as specified in Column (2) to be exercised by the officer appointed under Section 15 of the said Act as mentioned in Column (3) of the Schedule below within his respective jurisdiction with immediate effect.

SCHEDULE

Sl. No. (1)	Powers of the Commissioner under the Orissa Entry Tax Act, 1999 (2)	Delegated to (3)
1	Sub-section (1) of Section 18	Assistant Commissioner of Sales Tax

[No. 13414—III(III)-15/2007-C.T.]

ARUN KUMAR SAMANTRAY
Commissioner of Sales Tax
Orissa, Cuttack

The 22nd August 2007

S. R. O. No. 483/2007—In exercise of the powers conferred by sub-section (2) of Section 3 of the Orissa State Tax on Professions, Trades, Callings and Employments Act, 2000 (Orissa Act 7 of 2000), I, Shri Arun Kumar Samantray, I. A. S., Commissioner of Profession Tax, Orissa, Cuttack do hereby specify the jurisdiction of powers in respect of officers indicated under Column (2) of the Schedule below under the designation and for the area noted against their names under Columns (3) and (4) thereof.

The persons concerned shall assume jurisdiction over the area specified in Column (4) with effect from the date of their joining.

SCHEDULE

Sl. No. (1)	Name of the Officer (2)	Designation (3)	Area of jurisdiction (4)
1	Shri Panchanan Panda, Additional C.T.O., A/U Jagatsinghpur.	Profession Tax Officer	Cuttack-II Range
2	Shri Ramakanta Chakra, Additional C.T.O., Barbil Circle.	Profession Tax Officer	Jajpur Range
3	Shri Sukanta Prasad Dash, Additional C.T.O., Cuttack-I Range.	Profession Tax Officer	Cuttack-I Range
4	Shri Satyanarayana Panda, Additional C.T.O., Manguli Checkgate	Profession Tax Officer	Entire State

**GOVERNMENT OF ORISSA
FINANCE DEPARTMENT**

NOTIFICATION

Bhubaneswar, the , **17th** September, 2005.

No. ~~Pen-505~~ ^{44451 /F} In exercise of the Powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Orissa is pleased to make the following rules further to amend the Orissa Civil Services (Pension) Rules 1992, namely: -

1.(1) These rules may be called the Orissa Civil Services (Pension) Amendment Rules, 2005.

(2) They shall be deemed to have come into force with effect from the 1st day of January, 2005.

2. In the Orissa Civil Services (Pension) Rules, 1992, after sub - rule (3) of rule 3 the following sub-rule shall be added namely :-

“(4) Notwithstanding any thing contained in these rules, all persons appointed under the Government of Orissa with effect from 1st day of January 2005 shall not be eligible for Pension as defined under sub-rule (1) of rule 3 of the said rules but shall be covered by the defined contribution Pension Scheme as specified below:

- (i) The monthly contribution would be 10% of the salary and Dearness allowance to be paid by the employee and the Government would also provide a matching contribution. The contribution so made would be deposited in a non-withdrawable pension tier-I account. Such funds will be invested by pension fund managers as approved by Pension fund Regulatory and Development Authority (PFRDA) under different categories of scheme which would be a mix of debt and equity. The fund managers would give out easily understood information about the performance of different investment schemes so that individual Government employee would be able to make informed choices about which scheme to choose.

- (ii) In addition to the above provision, each individual may also have a voluntary tier -II withdrawable account at his option. This option is provided as General Provident Fund will be withdrawn for employees recruited to the State Government Service with effect from 1st January, 2005. Government will make no contribution into this account. In tier -II system, the individual may subscribe 10% of his salary and these assets would be managed through exactly the above procedure. However, the employee would be free to withdraw part or all of second tier of his money at any time. This withdrawable account does not constitute pension investment and would attract no special tax treatment.
- (iii) At the time of retirement, Government servant will receive the lump sum amount of 60% deposited in pension tier -I account as pension wealth and it is mandatory to the Government servant to invest remaining 40% of his pension wealth to purchase as annuity from an Insurance Regulatory and Development Authority – regulated life insurance company. The annuity shall provide for pension for the life time of the employee and his dependent parents and his spouse at the time of retirement. The individual would receive lump-sum of the remaining pension wealth, which he would be free to utilise in any manner. Individuals would have the flexibility to leave the pension system prior to age of 58 years or 60 years as the case may be. In such case the mandatory annuitisation would be 80% of the pension wealth.

By order of the Governor

Saral Chandan

Principal Secretary to Government

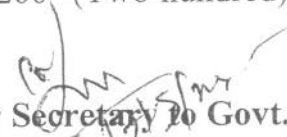
Memo No. 44452(530) /F., Dated 17.9.05

Copy forward to All Deptts. of Govt./ All Heads of Deptts./ all Collectors/ All District and Session Judges/ All RDC's/ Secretary to Governor/ Secretary to Chief Minister/ Secretary O.L.A., BBSR / Secretary O.P.S.C., Cuttack/ Secretary Rajya Sainik Board, Orissa/ Director Madhusudan Institute of Account & Finance, BBSR/ Director General Gopabandhu Academy of Administration, BBSR/ All Sub-Collectors / Principal Secretariat Training Institute, BBSR/ All Treasury Officers of District Treasuries & Special Treasuries/ All Sub-Treasury Officers/ A.G. (A&T), Orissa, BBSR/ D.A.G., Orissa, Puri/ Manager R.B.I., BBSR for information and necessary action.


Under Secretary to Govt.

Memo No. 44453 /F., Dated 17.9.05

Copy forward Director, Printing, Stationary and Publication, Orissa, Cuttck for information and necessary action. He is requested to Publish the notification in the next issue of Orissa Gazette and supply 200 (Two hundred) copies to the Department.


Under Secretary to Govt.

Memo No. 44454 /F., Dated 17.9.05

Copy forward to O.I.C., NIC, Secretariat, BBSR for information and necessary action. He is requested to host this notification in the State Govt. website for wide circulation.


Under Secretary to Govt.

Memo No. 44455(120) /F., Dated 17.9.05

Copy forward to All Officers/ All Branches of Finance Department for information and necessary action.


Under Secretary to Govt.