

GOVERNMENT OF NCT OF DELHI
DEPARTMENT OF POWER

8th Floor, B-Wing, Delhi Secretariat, IP Estate, New Delhi - 110002.

No. F.11(62)/245/Power/Pt-I/2116

Dated: 26th July, 2017



OFFICE ORDER

Hon'ble LG of Delhi is pleased to approve the recommendations of Wage Revision Committee (WRC) communicated vide letter no. WRC/2016/157 dated 14.06.2017 for disbursement of Interim Relief to the employees of DTL, IPGCL, PPCL, DPCL and pensioners/family pensioners drawing pension from DVB-ETBF, 2002 (Pension Trust) w.e.f. 01.01.2016.

For allowances other than Basic pay and DA, WRC had recommended that they will continue to be paid on old structure till the time final decision thereon is taken by the Central Government and adopted by Delhi Government for its employees. Now since the new allowances have been approved by Central Government and adopted by Delhi Government vide its order no. F.(21)/FIN.(ESTT.-III)/07CPC/2016/DS V/725 dated 11.07.2017 (copy enclosed) the said allowances also be given to the employees as per the new structure w.e.f. 01.07.2017 in-line with the recommendations of the Committee.

(Sudhir Sharma)
Dy. Secretary (Power)

Copy to :-

1. Secretary to Hon'ble LG, GNCTD.
2. Secretary to Hon'ble Minister of Power, GNCTD.
3. Staff Officer to Chief Secretary, GNCTD.
4. PS to Spl. Secretary (Power).
5. CMD, DTL.
6. CMD, IPGCL.
7. Chairman, DPCL.
8. Secretary, DVB-ETBF, 2002 (Pension Trust).
9. Member Secretary, WRC.

DGM(HR)/1734
28/7/17

7M(HR)/219
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SS. D.A.

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WAGE REVISION COMMITTEE
(DTL/IPGCL/PPCL/DPCL)

Govt. of NCT of Delhi
3rd floor, B-Wing, Vikas Bhawan-2
Upper Bela Road, Delhi-110054
Tele-fax No. 011-23273565

No.WRC/2016/157

14th June, 2017


The Secretary (Power)
Department of Power
Government of NCT of Delhi
8th Level, 'B' Wing
Delhi Secretariat, IP Estate
New Delhi - 110 002

Sub: Grant of Interim Relief to the employees of Delhi Transco Limited, Indraprastha Power Generation Company Limited, Pragati Power Corporation Limited, Delhi Power Company Limited and pensioners/family pensioners drawing pension from DVB Employees Terminal Benefits Fund-2002 (Pension Trust)



Madam,

In pursuance of the terms of Reference of the Wage Revision Committee-2016 (Clause g), the Committee in its 5th meeting held on 12th June, 2017 has made recommendations for grant of Interim Relief to the employees of Delhi Transco Limited, Indraprastha Power Generation Company Limited, Pragati Power Corporation Limited, Delhi Power Company Limited and pensioners/family pensioners drawing pension from DVB Employees Terminal Benefits Fund-2002 (Pension Trust). One set of recommendations in original is enclosed for consideration by the Government of NCT Delhi and further necessary follow up action.

Yours faithfully,


(Ravindra Kumar Jain)
Member Secretary

Encl: as above


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the Government to grant some relief in the pay to the employees of these Companies and in pension to the pensioners by way of interim relief till the time final recommendations on the terms of reference are made.

The Committee has taken note of para 3 (h) of the Tripartite Agreement dated 28th October, 2000 executed amongst the Government of National Capital Territory of Delhi, Delhi Vidyut Board and the Joint Action Committee of workers, supervisors, engineers and officers of erstwhile Delhi Vidyut Board, which provides as under:

"The existing welfare benefits to the retired employees shall continue. All obligations in respect of payment of pension, retirement benefits including provident fund, superannuation pension, encashment of leave, gratuity, LTC, Electricity Concession, Medical benefits, DA and benefits available to the present SC, ST, OBC and all other employees who have retired and who are going to retire from the services of the Board before the date of restructuring of DVB shall be the responsibility of the Corporate entities and the Trust and guaranteed by the Government of NCT of Delhi."

The Committee upon examining the pros and cons of matter relating to grant of interim relief from various angles is of the unanimous view that all the employees of the above mentioned Transmission and Generation Companies must be granted the benefit of the recommendations of the 7th Central Pay Commission w.e.f. 01/01/2016 by way of interim relief for the time

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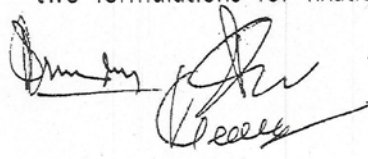
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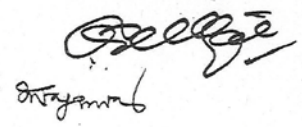
being, by revising their pay fixed as per recommendations of the previous Wage Revision Committee accepted by the then Hon'ble Lt. Governor, Delhi in 2009 and the exercise in this regard may be undertaken by multiplying their present pay in the applicable pay band alongwith the grade pay with a multiplier of 2.57, rounded off to the next multiple of ten. The dearness allowance in the revised pay structure to be so fixed shall be zero w.e.f. 01/01/2016, but subsequent dearness allowance shall be paid as per the rate notified by the Government from time to time under the 7th CPC. Further, all allowances will continue to be paid at the existing rates in the existing pay structure till the time final decision thereon is taken by the Central Government and adopted by the Delhi Government for its employees.

The pension of all those who have retired on or before 2016 should also be revised as per the formulae for fixation of pension of pre 2016 retirees prescribed by the Department of Pension & Pensioners Welfare, Government of India vide Office Memorandum dated 12th May 2017. The said O.M. provides for two formulations for fixing the pension of pre 2016 retirees and also the decision taken by the Government that higher of the two formulations i.e. the pension/family pension revised in accordance with its OM No. 38/37/2016-P&PW(A) (ii) dated 04/08/2016 or the revised pension/family pension as worked out in accordance with the formulation contained in para 4 of the OM dated 12/05/2017 shall be granted to the pre 2016 pensioners w.e.f. 01/01/2016. The two formulations for fixation of pension of pre 2016 retirees

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referred in the above mentioned OM dated 12th May 2017 are as under:

- (i) Determine the revised pension/family pension of pre 2016 retirees w.e.f. 01st January, 2016 by multiplying their pension/family pension fixed as per the recommendations of the earlier wage Revision Committee by using a multiplier of 2.57. The multiplier of 2.57 should be applied to the figure of pension/family pension worked out after calculating the pension of pre 2006 retirees strictly as per instructions issued by the Government in this regard from time to time including the instructions contained in the Government of India's Office Memorandum F. No. 38/37/08-P & PW(A) dated 28th January 2013 as a sequel to the implementation of the recommendations of the 6th Pay Commission made effective from 01st January 2006 which also include in its sweep the grant of benefit of full pension on completing 10/20 years of qualifying service instead of 33 years, as recommended by the 6th Pay Commission and accepted by the Government.
- (ii) Determine the revised pension/family pension of pre 2016 retirees w.e.f. 01st January, 2016 by notionally fixing their pay in the pay matrix recommended by the 7th CPC in the level corresponding to the pay in the pay scale/pay band and grade pay at which they retired/died. This will be done by notional pay fixation under each intervening Pay Commission/Wage Revision Committee's recommendations based on the formulae for revision of pay. While fixing pay on notional basis, the pay fixation formulae approved by the Government and other relevant instructions on the subject in force at the relevant time shall be strictly followed. 50% of the notional pay as on 01.01.2016 shall be the revised pension and 30% of the notional pay shall be the revised family pension w.e.f. 01/01/2016 as per the said formulation. The enhanced pension/family pension,

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wherever admissible, shall also be granted in terms of the relevant rules of the Government in this regard.

The pension/family pension shall be fixed on the basis of higher of the above stated two formulations. However, no arrears on account of revision of pension/family pension on notional fixation of pay shall be admissible for the period prior to 01/01/2016. But the arrears prior to 01/01/2016 shall be paid, in case the pensioners are entitled to the same on account of wrong fixation of their pension earlier prior to 2016.

The Government may consider the revision of pay and pension of the employees/pensioners by extending them the benefit of 7th CPC as detailed out hereto above, by way of interim relief in a time bound manner as expeditiously as possible without any further delay as similar benefits have already been granted and availed by all other Government employees. Denial of immediate relief in this regard to them would prima facie infringe their right of equal treatment in the matter of pay and pension with other similarly situated employees of equivalent status in the Government and any delay on the part of the Government of Delhi in extending the benefit of interim relief to those for whom it is meant shall violate their fundamental rights guaranteed under Article 14 & 21 of the Constitution of India and would give rise to unnecessary litigation that must be avoided at the administrative level by adopting a rational approach, in consonance with our constitutional scheme. The Committee in terms of powers conferred on it under clause (g) of the terms of reference, unanimously recommends to the Delhi

