

INDIAN RAILWAYS TECHNICAL SUPERVISORS' ASSOCIATION

(Estd. 1965, Regd. No.1329, Website <http://www.irtsa.net>)



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No:IRTSA/Memo-9

Date:06.05.2024

Chairman & CEO Railway Board

Respected Madam,

Sub: Reminder memorandum - Cases of promotions in the pre-revised pay structure between 01.01.2006 and the date of notification of RS (RP) Rules 2008 and the subsequent merger of the pre-revised pay scales of the promotional and the feeder posts in a common Grade -fixation of pay - Regarding.

Ref: IRTSA memorandum No. IRTSA/Memo/2023-4, dated 12.10.2023

- 1) IRTSA would like to request earlier positive decision on denial of financial upgradation under MACPS for those eligible Technical Supervisors, CMT, IT, stores supervisors, etc who received their promotion in merged grades (pre-revised 5th CPC scale) in between 01.01.2006 and 31.08.2008.
- 2) RBE No. 31/2021 which is applicable for
 - a. promotion happening to posts carrying higher duties and responsibilities but carrying same grade pay
 - b. promotion happened in same Grade Pay Rs.5400 in PB-2 & PB-3 in the pre-revised pay band structureshould not be made applicable universally for all pre-revised feeder and promotional grades, where promotion took place in the pre-revised pay structure between 1.1.2006 and the date of notification of Revised Pay Rules, 2008 and subsequent merger of the pre-revised pay scales of the promotional and the feeder posts in a common Grade.
- 3) In view of the justification explained in the memorandum cited in reference, It is requested that, cases of promotions in the pre-revised pay structure between 01.01.2006 and the date of notification of RS (RP) Rules 2008 and the subsequent merger of the pre-revised pay scales of the promotional and the feeder posts in a common Grade should be ignored for the purpose of financial upgradation under MACPS.

Thank you in anticipation

K.V.RAMESH
General Secretary, IRTSA
9003149578

Copy for kind information and necessary action
DG (HR) & AM (Staff)

Enclosure: Copy of IRTSA memorandum No. IRTSA/Memo/2023-4, dated 12.10.2023.

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No. IRTSA/Memo/2023-4

Date: 12.10.2023

Chairman & CEO Railway Board

Respected Madam,

Sub: Cases of promotions in the pre-revised pay structure between 01.01.2006 and the date of notification of RS (RP) Rules 2008 and the subsequent merger of the pre-revised pay scales of the promotional and the feeder posts in a common Grade - fixation of pay - Regarding.

Ref: 1) DC-JCM item No.15/2021

2) Rly Board letter No. PC-V/2016/MACPS/1 (RBE No 31/2021), dated 22.04.2021.

3) RBE - 33 / 2016 - Cases of promotion taking place in the pre-revised pay structure between 1.1.2006 and the date of notification of CCS (RP) Rules, 2008.

4) Ministry of Finance, Department of Expenditure, O.M. No.F-2-1/2015-E.III (A), dated 16th October, 2015

5) Railway Board's letter No. PC-V/99/II/1/1 dated 1st October 1999 (RBE 233/1999).

6) Railway Board letter No: PC-V/2009/ACP/20/CLW, dated 05.03.2013.

7) RCF letter No. 2021-E/RCF/SUP/MECH/PAY FIXATION dated 16.09.2021.

8) Railway Board letter No.PC-V/2021/PNM/NFIR/3 dated 14.08.2023.

9) DoE O.M.No. 10/02/2011-E.III/A dated 07.01.2013.

10) RBE No.95/2013, dated 12.09.2013. RS (RP) Rules-2008. Clarification regarding fixation of pay under rule-13 on functional promotions where feeder and promotional posts have been placed in same GP where merger is not feasible.

- 1) We would like to bring to your kind notice on denial of financial upgradation under MACPS for those eligible Technical Supervisors, CMT, IT, stores supervisors, etc who received their promotion in merged grades (pre-revised 5th CPC scale) in between 01.01.2006 and 31.08.2008.
- 2) 6th CPC recommended GP Rs.4200 for JE by merging pay scales of feeder & promotional grades, JE-II & JE-I in pay scales Rs.5000-8000 and Rs.5500-9000, similarly recommended GP Rs.4600 for SSE by merging pay scales of SE & SSE in pay scales Rs.6500-10500 and Rs.7450 and 11500.
- 3) Recommendations of 6th CPC on Pay & DA have been implemented retrospectively on 01.09.2008 w.e.f. 01.01.2006. Recommendations of 6th CPC on allowances and MACP Scheme have been implemented w.e.f. 01.09.2008.

- 4) Initially, while implementing 6th CPC recommendations on pay, promotions earned in the merged grades therefore from JE-II to JE-I and SE to SSE between 01.01.2006 & 01.09.2008 were withdrawn ignoring higher responsibility shouldered by them.
- 5) Later, RBE No 33/2016, dated 08.04.2016 cited in reference No.2 implementing O.M. of Ministry of Finance, Department of Expenditure dated 16.10.2015 cited in reference No. 3 in Railways, allowed pay fixation benefit *“in cases where promotion took place in the pre-revised pay structure between 1.1.2006 and the date of notification of Revised Pay Rules, 2008, when the pre-revised and revised pay scales were different and the posts carried the character of feeder and promotional grades”*, with the following conditions,
 - a. *Where posts being promotional grade for the feeder grade from where the promotion took place and where the posts were subsequently merged into a single post / grade.*
 - b. *Where FR 22 (I) (a) (1) was applicable for fixation of pay on promotion before promulgation of Revised Pay Rules in 2008.*
 - c. *Where the concerned employee had opted to come over to the revised pay structure from date occurring (i.e promotion)*
 - d. *Where concerned Recruitment Rules have been amended subsequently to provide for merger of these grades into a single grade/post.*
- 6) The above order didn't say that pay fixation given on these feeder and promotional posts that were merged subsequently into a single post will be reckoned for the purpose of eligibility for granting financial upgradation under MACPS.
- 7) Accordingly employees received their promotions in the merged grades between 01.01.2006 and 01.09.2008 chosen to opt their promotional increment in the pre-revised 5th CPC scale on the date of accrual of their promotion and then migrated to 6th CPC grade pay.
- 8) Clarification given by Railway Board to CLW (Railway Board letter No: PC-V/2009/ACP/20/CLW, dated 05.03.2013) on granting MACPS for Technical Supervisors stated that, Technical Supervisor joined in GP Rs.4200 on direct recruitment as JE and have earned promotion to next post GP Rs.4600 is entitled to be considered for 2nd & 3rd financial upgradation to GP Rs.4800 and GP Rs.5400 of PB-2 under MACPS. Regarding a Technical Supervisor joined in GP Rs.4600 on direct recruitment as SSE is entitled to consider for 1st, 2nd & 3rd financial upgradation to GP Rs.4800/PB-2, GP Rs.5400/PB-2 and GP Rs.5400/PB-3 respectively under MACPS.
- 9) Now citing Railway Board letter RBE No. 31/2021 dated 22.04.2021 some of the Railways are denying financial upgradation for those received promotion in between 01.01.2006 and the date of notification of RS (RP) Rules 2008 in merged grade which were feeder and promotional grades in the pre-revised scale. In its reference to Railway Board RCF Kapurthala created a question, it was not instructed that promotional benefit under RBE No.33/2016 will be counted for fixing eligibility for granting financial upgradation under MACPS. Railway Board prematurely forwarded the doubt to DoPT seeking clarification.

- 10) This violates one of the basic principles of financial upgradation of ignoring the promotion earned in merged grades as per clarification given in RBE 233/1999. Also violates clarification given by Railway Board to CLW briefed in para-8.
- 11) Disadvantageous situation imposed on Technical Supervisors and other similar categories promoted to pre-revised scale Rs.7450-11500 between 01.01.2006 and the date of notification of RS (RP) Rules 2008 is illustrated in the table.

Promotional & Financial upgradation under MACPS - Comparison for JE entrant at the age of 25 years promoted from SE to SSE before 2006, promoted from SE to SSE (in pre-revised pay scale) in between 01.01.2006 & 31.08.2008 and appointed after 2006.			
Desg	Appointment as JE-II in the year 1992 & promoted as SSE before 01.01.2006	Appointment as JE-II in the year 1992 promoted as SSE between 01.01.2006 & the date of notification of RS (RP) Rules 2008	Appointment as JE in the year 2006 & promoted as SSE after 01.01.2006
JE-II	Mar 1992	Mar 1992	Jan 2006
JE-I	Dec 1995	Dec 1995	
SE	Apr 1996	Apr 1996	Jan 2010
SSE	July 2003 Pay fixation in 5 th CPC scale	May 2007 Pay fixation in 5 th CPC scale Migrated to 6 th CPC GP after the promotion to SSE	
MACPS - II Level-8	01.09.2008	01.09.2008	Jan 2020
MACPS - III Level-9	01.09.2018	3rd financial upgradation given on 01.09.2018 withdrawn in RCF and in some Railways it is being denied.	Jan 2030
Position after completing 35 years of service	Level-9	Level-8	Level-9
	a) Reached level-9 on 26 th year of service. b) Will be completing 9 years in level-9.	Remain stagnated in level-8 (2nd MACPS) for 19 years	a) Will be reaching level-9 on 24 th year of service. b) Will be completing 11 years in level-9.

- 12) Appropriate application of clarification issued in Railway Board letter RBE No. 31/2021
- a. Para-1 relates to fixation of pay on functional promotion to a post carrying higher duties and responsibilities but carrying same grade pay (DoE O.M.No. 10/02/2011-E.III/A dated 07.01.2013 connected in RBE No.31/2021). It is not dealing with cases of promotions in the pre-revised pay structure between 01.01.2006 and the date of notification of RS (RP) Rules 2008 and the subsequent merger of the pre-revised pay scales of the promotional and the feeder posts in a common Grade.

In Railways promotions happening between Chief Matron & ANO, Sr.Technician & JE, LP(Goods) & LP(Passenger), LP(Passenger) & LP(Mail/Express) and Sr.P.Way supervisors & JE are only considered as post carrying higher duties and responsibilities but carrying same grade pay. (Ref: RBE No.95/2013, dated 12.09.2013)

b. Para-2 is specifically with reference to para 8.1 of RBE No 101/2009 not for the Finance Ministry O.M. dated 16th October, 2015. RBE No 101/2009, para 8.1 states that, Grade Pay of 5400 in PB-2 and Grade of Rs.5400 in PB-3 shall be treated as separate grade pays for the purpose of grant of upgradation under MACPS.

13) Denial of financial upgradation under MACPS by wrong interpretation of RBE No. 31/2021 will affect many categories whose pre-revised feeder and promotional grades were merged as a single grade. Technical Supervisors, Design & Drawing, CMT, Stores, Ministerial, Group-D category etc will be affected.

14) **It is clear that, RBE No. 31/2021 which is applicable for**

c. **promotion happening to posts carrying higher duties and responsibilities but carrying same grade pay**

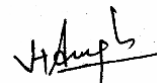
d. **promotion happened in same Grade Pay Rs.5400 in PB-2 & PB-3 in the pre-revised pay band structure**

should not be made applicable universally for all pre-revised feeder and promotional grades, where promotion took place in the pre-revised pay structure between 1.1.2006 and the date of notification of Revised Pay Rules, 2008 and subsequent merger of the pre-revised pay scales of the promotional and the feeder posts in a common Grade.

15) **In view of the above, It is requested that, cases of promotions in the pre-revised pay structure between 01.01.2006 and the date of notification of RS (RP) Rules 2008 and the subsequent merger of the pre-revised pay scales of the promotional and the feeder posts in a common Grade should be ignored for the purpose of financial upgradation under MACPS.**

Thanking you

Yours' faithfully



**Harchandan Singh,
General Secretary/IRTSA**

Enclosures:

O.M & letters mentioned in reference

Copy for kind information and necessary action

AM/Staff & DG (HR)

PCPO/ICF, PCPO/RCF & PCPO/SR