

ప్రభుత్వ ఉద్యోగంలో వున్న వ్యక్తి వేరొక ఉద్యోగానికి నేరుగా నియమించబడితే అతని జీతం రక్షణ-యఫ్.ఆర్.22కు సవరణ

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services-Direct recruits-Protection of pay on appointment to another post under the Government on selection by A.P.P.S.C.-Amendment to F.R.22-Incorporation of proviso-Orders-Issued.

FINANCE AND PLANNING (F.W.FR.II) DEPT

G.O.Ms.No.297

Dated: 14.10.1996

Read the following:-

1. G.O.Ms.No.213, Fin. & Plg. (FW.FR.II) Dept., dated 19.7.1983.
2. Memo No.2455/788/FR.II/84-1, dated 5.10.1984.
3. Judgement of A.P.A.T.dt.18.9.1988 in R.P.No.5132/87.

ORDER:

In the Government Order read above orders were issued inserting a sub-clause (iv) in clause (a) of rule 22 of the Fundamental Rules providing a benefit of fixation of pay of a regular Government employee (not appointed under the emergency provisions) when appointed directly to another post under the Government on selection by Andhra Pradesh Public Service Commission in the new post at a stage which is not lower than the pay drawn by him in the earlier post.

2. In the Memo. second read above clarificatory instructions were issued allowing the fixation of pay on appointment to another post under Government service on selection by Andhra Pradesh Public Service Commission at the minimum of the scale attached to the new post. If the pay so fixed happens to be less than the pay drawn from the previous post then the short fall may be protected as personal pay to be absorbed in future increases in pay.

3. Aggrieved by the above method of fixation as clarified in the Memo.2nd read above one of the employees has approached the Andhra Pradesh Administrative Tribunal in the year 1987 and filed R.P.NO.5132. The Tribunal in its Judgement dated 18.9.1988 in the said R.P.had observed that the Memo. second read above is only an executive order or an administrative proceedings and it cannot prevail over the statutory rule introduced through the Government Order first read above.

4. The directions of Tribunal were examined in detail in consultation with Law Department. The government after careful examination has decided to bring the contents of the Memo.No.24555/FR.II/84-1, dated 5.10.1984 as a proviso to sub-clause (iv) in clause (a) and rule 22 of the Fundamental Rules with some modification. Accordingly, it has been decided to amend the Fundamental Rules suitably.

5. The following notification will be published in the Andhra Pradesh gazette:

NOTIFICATION

In exercise of the powers conferred by sub-section (i) of section 3 of the Andhra Pradesh Public employment (Regulation of Conditions of Service) Ordinance, 1983 (Andhra Pradesh Ordinance No.5 of 1983), the Government of Andhra Pradesh hereby makes the following amendment to the Fundamental Rules:

AMENDMENT

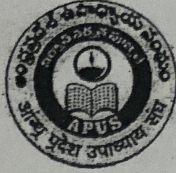
In rule 22 of the said rules, in clause (a), after sub-clause (iv), the following proviso shall be added, namely:-

"Provided that if there is no stage in the pay scale of the new post, the pay shall be fixed in the new post at the stage next below the pay protecting the short fall, if any, as personal pay to be absorbed in future rise in pay on account of grant of increment of other-wise.

Provided further that this benefit shall be confined to the Government employees only. The employees working in Central Government, Universities, Aided Institutions etc., who are appointed to the Government service on selection by the Andhra Pradesh Public Service Commission or Dist. Selection Committee are not eligible for the benefit provided under sub-clause (iv) of this rule".

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF A.P)

C.S.RAO,
Principal Secretary to Government.



GOVERNMENT OF ANDHRA PRADESH
FINANCE (FR.II) DEPARTMENT

Memo.No. 14497/188/A1/FR.II/2000

Dated: 15.10.2004

Sub: Fundamental Rules - Fixation of pay under FR 22 (a)(iv) - Date of next
Increment - Clarification - Issued.

APUS

The pay under FR 22(a)(iv) to a regular Government Servant when appointed directly to another post, under the Government on selection by APPSC shall be fixed in the new post at a stage which is not lower than the pay drawn by him in the earlier post.

It is noticed that some of the Departments i.e. Home Dept. and Education Depts have done the pay fixation under FR-22(a)(iv) to certain Assistant Section Officers and also allowed the next increment with effect from the date of increment in their previous post.

Government have examined the matter and hereby clarify that protection of pay only is allowed in respect of fixation under the above rule, but there is no rule for protection of increment date in the previous post. All the Departments and Heads of Depts. are requested to follow the above rule scrupulously.

T. RADHA

Secretary to Govt. (FP)

Note: Pay Protection వ్యవస్థకు లాభ
cadre నుంచి Annual Incrementను
Protection ఉపయోగించి ఉత్తరాలు

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Employees of local bodies who were appointed through A.P.P.S.C./D.S.C., in Govt. Service – Pay Protection – Orders – Issued.

FINANCE (FR.II) DEPARTMENT

G.O. Ms. No. 105

Dt.02-06-2011

Read the following:

1. Representation of A.P. Secretariat Association, Hyderabad
Dt. 8-10-2010 and 15-4-2011.
2. G.O.Ms.No.472, G.A. Dept. dated 23-7-1968
3. G.O.Ms.No.653, G.A. dept. dt. 29-10-1968
4. G.O.Ms.No.168, Panchayat Raj (Estt.III) Dept., dt. 20-3-1981.
5. G.O. Ms. No. 213, Finance (FR.II) dept., dt. 13-7-1983
6. G.O. Ms.No.297, Finance Dept. dt. 14-10-1996

O R D E R:

In the reference 1st read above, the A.P. Secretariat Association, Hyderabad has stated that certain employees have appeared for competitive examinations conducted by APPSC and got selection for different posts i.e., ASOs. in Secretariat, as Senior Accountants or equal cadres in the Directorates etc., in the Government service. Before entering into Government Service they had rendered long service in post falling under jurisdiction of local bodies. It has been represented that they were drawing much higher pay than the minimum of the time Scale of Pay in the present posts for which they are freshly recruited under Government service. After joining in the present Government posts they have not been allowed service benefits like pay protection, carry forward of leave and counting of past service for pension for the reason that they are not covered under FR 22(a)(iv). It has been represented that this refusal is causing much heart burning and hardship to employees who had worked earlier under local bodies and been recruited to the posts in the Government. It was further stated that all service conditions of the employees of local bodies and employees in Government are similar in nature and the services of the local bodies were provincialised in G.O.Ms.No. 168, P.R. (Estt.III) Dept., dt. 20-3-1981. As the salaries of the employees of local bodies are being drawn under the Head "010. Salaries" from out of the consolidated fund of the State, the Association requested to allow pay protection for all the employees recruited through APPSC irrespective of the post from which they came.

2. According to the orders issued in G.O. 2nd read above Govt. employees have been declared ineligible for direct recruitment. The said rule has been amended in G.O.3rd read above and Government permitted govt. employees to apply for direct recruitment and further Govt. employees have been permitted to retain all other benefits accrued to them in the previous posts except the lien. In G.O. 5th read above, orders have been issued for protection of pay stipulating that the pay in the new post should not be less than the pay drawn by the Government servant in their earlier post. In Memo. No. 24555/788/FR.II/84-1, dt. 5-10-1984 a clarification was issued to this G.O. stating that the pay may be fixed at the minimum of the scale of the new post, and if this pay happens to be less than the pay drawn from the previous post, then the shortfall in pay should be protected as personal pay to be absorbed in future increases. The sole ground on which these instructions were issued was that junior shall not draw higher pay than his seniors by virtue of his holding a post before selection by APPSC.

3. Consequently and in view of the judgement of Supreme Court orders were issued in G.O.6th read above providing for pay protection, which was confined to the government servants only. According to the said orders, "this benefit shall be confined to the Govt. employees only. The employees working in central Govt. Universities, aided Institutions etc., who are appointed to the Govt. service on selection by the A.P.P.S.C.. or Dist. Selection committee are not eligible for the benefit provided under sub-clause (iv).

4. According to Rule 39 © of A.P. State and Subordinate service rules, a person in the service of the government, who applies for direct recruitment and accepts the new post will retain all benefits accrued to him in the previous post except the lien which he has held over will come to an end.

5. In the wake of orders mentioned above, the request of the A.P. Secretariat Association has been examined and the Government is of the view that as the word “provincialisation of services” is nowhere defined in the Acts or the Rules and as at present the salaries are being paid through Treasuries from 10-12-2004 under the Head of Account “010. Salaries” the benefit of this protection can be agreed to the employees who are appointed after 10-12-2004.

6. In the circumstances stated above, Government hereby order that the former employees of local bodies who are appointed later through A.P.P.S.C. and D.S.C., in Govt. Service on or after 10-12-2004, and who are continuing in government service as on today be given pay protection under F.R 22(a) (iv) with monetary benefit from the date of issue of these orders.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

L.V. SUBRAHMANYAM
PRINCIPAL SECRETARY TO GOVERNMENT (FP)

To

All Departments of Secretariat (10 copies each)

The Accountant General, A.P., Hyderabad (20 copies)

The Accountant General, A.P., Hyderabad (by name)

The Pay and Accounts Officer, Hyderabad

The Secretary to Governor, A.P., Hyderabad.

All Secretaries to Government.

The Private secretary to the chief Minister and Private Secretaries to all Ministers.

A.P. Secretariat Service Association, A.P. Secretariat, Hyderabad.

All the Heads of Departments (including Collectors and District Judges)

The Registrar, High Court of Andhra Pradesh, Hyderabad (with covering letters)

All the District Treasury officers.

The Secretary, A.P. GENCO/TRANSCO.

The General Manager, A.P. State Road Transport Corporation, Hyderabad
(with covering letter)

All District Educational Officers.

All District Panchayat Officers.

All Secretaries of Zilla Grandhalaya Samsthas through the Director of Public Libraries, Hyderabad.

All Secretaries of Agricultural Market Committees through Director of Marketing, A.P., Hyderabad.

All Commissioners/Special Officers of Municipalities.

All Recognized Service Associations.

The Director, Government Central Press, A.P., Hyderabad for publication in the A.P. Gazette.

Copy to the General administration (Cabinet) Department.

Copy to the General administration (SW) Dept.

Copy to SF/SCs.

// Forwarded :: By Order //

SECTION OFFICER



**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services – Former Employees of local bodies who were appointed through Andhra Pradesh Public Service Commission/District Selection Committee in Government Service – Pay Protection – Orders – Issued.

FINANCE (FR.II) DEPARTMENT

G.O. Ms. No.45

Dt.19-02-2014

Read the following:

1. G.O. Ms. No. 105, Finance (FR.II) Department, dt.02-06-2011.
2. Representation of Service Associations and certain ASOs of A.P. Secretariat, Hyderabad, dated.10.10.2013.

ORDER:

In the reference 1st read above, orders were issued for protection of pay in respect of former employees of local bodies who are appointed later through A.P.P.S.C. and D.S.C., in Government Service on or after 10-12-2004, and who are continuing in Government service on 02.06.2011(the date of issue of orders) under F.R 22(a) (iv) with monetary benefit from the date of issue of these orders.

2. In the reference 2nd read above, the service Associations represented that before entering into Government service the employees of local bodies happened to render long service in the post held by them in the local bodies. They were drawing much higher pay than minimum of the pay scale in the present posts for which they are freshly recruited and requested to protect their pay drawn in earlier posts under local bodies.

3. In the circumstances stated above, after careful examination, Government hereby order that the protection of pay ordered in the reference 1st read above, be extended to the former employees of local bodies who are appointed through A.P.P.S.C. and D.S.C., in Government Service, between 02.06.2011 and 31.12.2013. The monetary benefit shall be effective from the date of issue of these orders.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**Dr. D. SAMBASIVA RAO
PRINCIPAL SECRETARY TO GOVERNMENT(FP)**

To

The Accountant General, A.P., Hyderabad (20 copies)

The Accountant General, A.P., Hyderabad (by name)

The DTA/PAO/DSA, Hyderabad

All Departments of Secretariat

The Secretary to Governor, A.P., Hyderabad.

All Secretaries to Government.

All the Heads of Departments (including Collectors and District Judges)

The Registrar, High Court of Andhra Pradesh, Hyderabad (with covering letter)

All the District Treasury officers.

All District Educational Officers.

All District Panchayat Officers.

All Secretaries of Zilla Grandhalaya Samsthas through the Director of Public Libraries, Hyderabad.

All Secretaries of Agricultural Market Committees through Director of Marketing, A.P., Hyderabad.

All Commissioners/Special Officers of Municipalities.

All Recognized Service Associations.

The Director, Government Central Press, A.P., Hyderabad for publication in the A.P. Gazette.

Copy to SF/SCs.

PROCEEDINGS OF THE COMMISSIONER OF SCHOOL EDUCATION::

ANDHRA PRADESH:: HYDERABAD - 4.

Present: K.Sandhya Rani, I.Po.S.

20

Re.No. 20/TRC-1/2016

Dated: 13/06/2016

Sub: TET cum TWT 2014 Recruitment of teachers on Completion of Recruitment Process - Certain Instructions Issued

- Read:
1. G.M.No.14384/SE, Exams/2013, dated, 23.6.2014.
 2. G.O.Ms.No.38, Education, dated: 19/11/2014.
 3. Notification No.66 TRC-1/2014, dated, 29.12.2014.
 4. Govt. Memo No. 123047/Exams/2014 Dated: 25/01/2016.
 5. This Office Proc.Re.No. 20/TRC-1/2016 dated: 29/01/2016
 6. S. GO.Ms.No 17 Education department, Dt. 09.03.2016
 7. Govt Memo No. 19064/Exams/2015 Dated: 11/05/2016
 8. This Office Proc.Re.No. 20/TRC-1/2016 dated: 11/05/2016

initials

The attention of all the District Educational Officers in the state is invited to the references read above. They are informed that the process of Recruitment of Teachers in various category of the posts under TET cum TWT-2014 is almost completed.

It is observed that certain candidates are waiting for posting orders in view of delay of verification of certificates. Hence, the following instructions are issued:

- a) There are 966 candidates who are selected but waiting for posting orders for want of confirmation of genuineness of certificates under PH category especially hearing impaired should be posted against the left over vacancies with the prior approval of the DSC-2014.
- b) In respect of those candidates, who did not exercise the web options/did not receive OTP on the date specified, the posting orders should be issued against the left over vacancies with the prior approval of DSC 2014.
- c) Vacancies if any left over, after issue of the above posting orders shall be carried forward and there shall be no waiting list.
- d) Furnish the final selection list of all category of the posts to this office in hard/soft copies with the approval of the DSC, 2014 immediately.
- e) The final selection list furnished by the District Educational Officers shall be hosted on CSE Portal www.cse.ap.gov.in No

7) The final selection list should be published on 30.06.2016

Utilization of Services of Teachers under DEO's Pool :

There are 966 candidates who are selected in TET cum TRT 2014 and allotted to DEO's pool in 4 districts. The services of such candidates may be utilised as here under:

1. If any vacancy is available in agency area, the surplus teacher (DEO's pool) may be accommodated on work adjustment basis temporarily in order to provide qualitative and quantitative education to the agency children, till a regular teacher is posted. This adjustment should be done with the prior approval of DSC 2011.
2. The surplus teacher may be utilized for temporary work adjustment replacement teachers in place of regular teachers who proceeded on over 1 week medical leave, long leave (Study Leave; abroad travel, etc), EOL, Maternity Leave, etc.
3. The surplus teacher may be adjusted against need based vacancy in UPS/HIS based on the qualification.
4. The surplus teachers may be utilized for imparting remedial coaching as part of School Readiness Programme of SCERT.
5. The services of surplus teachers may be utilised for identification of dropouts, school aged children, not enrolled, recognising duplicate Aadhar Cases in Child Info, etc. in the district.

The District Educational Officers are further informed that the teachers who are already working and appointed in TET cum TRT 2014 should be relieved in the first instance. Day protection should be awarded to such teachers as per rules and eligibility.

Hence, all the District Educational Officers in the State is requested to take necessary action accordingly.

K. SANDHYA RANI
Commissioner of School Education

To
All the District Educational Officers in the State
and the Regional Joint Directors in the State

TRUE COPY ATTESTED
[Signature]
ASSISTANT DIRECTOR

PROCEEDINGS OF THE DISTRICT EDUCATIONAL OFFICER :: GUNTUR

Present: Sri K.V. Srinivasulu Reddy, M.A. M.Ed.,

Rc.No.7666/A7/2014

Dated:-03-08-2016

Sub: **TET cum TRT – 2014** – Representation of certain individuals for pay protection – Orders – Issued.

- Ref: 1) G.O.Ms.No.38 Edn., dt.19-11-2014.
2) This Office Procs.Rc.No.Spl/2014, dt.31-5-2016.
3) Procs.Rc.No.20/TRC-1/2016, dt.13-6-2016 of the
Commissioner of School Education, AP, Hyderabad.
4) Representation of the individuals.

* * *

In the reference 4th cited, the following six (06) candidates have stated that they are already working as Language Pandits / Secondary Grade Teachers and appointed as School Assistants in TET cum TRT 2014.

- ✓(1) J.Mary Ananda Kumari, School Assistant (Telugu) ZPHS, Morjampadu.
(2) T.Arun Kumar, School Assistant (Telugu), ZPHS, Vemavaram.
(3) G.Sikinder, School Assistant (Telugu) ZPHS, Gundlapalli.
(4) B.Uma Kumari, School Assistant (Maths) ZPHS, Bandlamotu
(5) M.Prema Vani, School Assistant (Social) ZPHS, Madipadu
(6) P.Suresh Babu, School Assistant (Social) ZPHS, Machavaram

The above said individuals have requested for awarding pay protection as they are already working.

The Commissioner of School Education, AP, Hyderabad vide reference 3rd cited, has instructed that pay protection should be awarded to the candidates who are already working and appointed in TET cum TRT 2014. Hence, the Headmasters of High School concerned are requested to take necessary action accordingly.

Sd/- K.V.Srinivasulu Reddy,
District Educational Officer,
Guntur

To

The individuals through the Heads of the institutions.

The Headmasters of Z.P.High Schools concerned.

// True copy attested //

ASSISTANT DIRECTOR

3/8/16

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Employees of local bodies who were appointed through A.P.P.S.C./D.S.C., in Govt. Service – Pay Protection – Amendment Orders – Issued.

FINANCE (HR-II-FR) DEPARTMENT

G.O.MS.No. 179

Dated: 29-11-2018

Read the following:

1. G.O.Ms.No. 105, Finance (FR II) Department, dated 02.06.2011.
2. G.O.Ms. No. 45, Finance (FR II) Department ,dated 19.02.2014.
3. Representation of A.P. Secretariat Association,Velagapudi, Amaravathi, dt:03.08.2018.

ORDER:

In the G.O first read above, Government have issued orders for the former employees of local bodies who are appointed later through A.P.P.S.C. and D.S.C., into Govt. Service on or after 10-12-2004, and who are continuing in government service as on today be given pay protection under F.R 22(a) (iv) with monetary benefit from the date of issue of those orders i.e, 02.06.2011.

2. In the G.O second read above, Government issued further orders extending the benefit of pay protection to the employees of Local Bodies who are appointed later through APPSC and DSC in to Government service between 02.06.2011 and 31.12.2013. The monitory benefit allowed from the date of issue of those orders i.e.19.02.2014.

3. In the reference third read above, the Andhra Pradesh Secretariat Association (APSA), Velagapudi has requested for protection of pay to the 2018 batch ASOs, who hailed from local body services i.e teachers under FR 22 (a)(iv) on par with the earlier batches.

4. Government after careful examination of the matter taken a considered decision and here by issue amendment to omit the following phrase in para (6) of the G.O. first read above.

“and who are continuing in Government service as on today”

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

PEEYUSH KUMAR
SECRETARY TO GOVERNMENT (FP)

To

All Departments of Secretariat (10 copies each)

The Accountant General, A.P., Hyderabad (20 copies)

The Accountant General, A.P., Hyderabad (by name)

The Pay and Accounts Officer, Ibrahimpatnam

The Secretary to Governor, A.P., Hyderabad.

All Secretaries to Government.

The Private secretary to the chief Minister and Private Secretaries to all Ministers.

A.P. Secretariat Service Association, A.P. Secretariat, Velagapudi.

All the Heads of Departments (including Collectors and District Judges).

The Registrar, High Court of Andhra Pradesh, Hyderabad (with covering letters)

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The General Manager, A.P. State Road Transport Corporation, Hyderabad (with covering letter)

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All Secretaries of Agricultural Market Committees through Director of Marketing, A.P.,

All Commissioners/Special Officers of Municipalities.

All Recognized Service Associations.

The Director, Government Central Press, A.P.,

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SECTION OFFICER