



ALL INDIA BHARAT SANCHAR NIGAM LIMITED EXECUTIVES' ASSOCIATION

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No. AIBSNLEA/CHQ/CMD/2013

Dated 07.08.2013

To

Shri R.K. Upadhyay
CMD BSNL
New Delhi-110001.

Sub: Implementation of the 78.2% IDA merger order for the retired persons who were in service on 1-1-2007 and retired subsequently before 09-06-2013-reg.

Ref:1) BSNL Memos no 1-16/2010-PAT(BSNL) and 1-50/2008-PAT(BSNL) Dt 10-06-2013

Respected Sir,

We would like to draw your kind attention that BSNL vide its memos nos under reference has allowed 78.2% IDA fixation from 01-01-2007 for the employees who were in service as on date. The date of effect of this order is 10-06-2013, but no arrears will be paid for such fixation. Which means that pay of the employees will be re-fixed considering 78.2% IDA merger from 1-1-2007 instead of 68.8% IDA merger as was done earlier, and then their pay will be drawn actually as per the new fixation from 10-06-2013. From 1-1-07 to 9-6-2013 calculation for re-fixation for every month will be done but difference of payment will not be paid. This order extends benefit of 78.2% IDA merger from 1-1-2007 to the serving employees and also to the retirees who will retire after 10-06-2013.

But this orders dated 10-06-2013, will not extend the benefit to the BSNL employees retired after 1-1-2007 and before 10-06-2013. For them to extend the benefit, "the last pay drawn" has to be modified, as par 78.2% IDA merger from 1-1-2007, and subsequent pay fixations till his date of retirement. You are aware that pension of an employee as par pension rules is calculated as 50% of the last emolument drawn by him. Emolument is the basic pay drawn and **any amount which is not actually paid cannot be part of emolument**. As per the order issued by DOT/BSNL no arrears will be paid till 09-06-2013 out of the fixation benefit of 78.2% IDA merger. Therefore for this group of retirees the last pay drawn although could be revised but cannot be paid. Hence the last pay drawn shall remain unchanged resulting in no revision of the pension being paid. **For extending the benefit of 78.2% IDA merger in their pension, a minimum amount of arrears have to be paid to them prior to their retirement by BSNL in concurrence with DOT, resulting in changing of their last pay drawn and**

pensionary benefit as per the pay fixation is their responsibility. Pension is paid by the CCAs according to the sanction memo issued by BSNL. For any revision of pension also, BSNL has to issue the revised sanction memo. **BSNL is also committed to extend the benefit of 78.2% merger to pensioners as per the agreement signed by it with Forum of BSNL Unions and Associations on 12-06-2012**

Therefore, for extending the benefit to post 2007 pensioners, we request you to kindly take necessary action for issuance of order, so that post 2007 pensioners are paid a minimum amount of arrears which results in modifying their last pay drawn as per 78.2% IDA fixation. Further for pre 2007 pensioners, extension of this benefit depends on suitable modification of the pension revision order issued by DOT vide 40-17/2008-Pen(T)-Vol III dated 15-03-2011. Suitable action may be taken to get this order modified also. We also request to send the reply of DoT letter dated 28.06.2013 asking certain clarifications for settlement of this issue. The reply is pending for more than a month.

With kind regards,

Yours Sincerely,
-sd-
(PRAHLAD RAI)
General Secretary

Copy to:

- Shri M.F. Farooqui, Secretary, DoT, Govt. of India, New Delhi-110001
- Shri S.C. Mishra, Member(S), DoT, Govt. of India, New Delhi-110001
- Smt. Rita Teotia, Addl. Secretary, DoT, Govt. of India, New Delhi-110001
- Shri A.N. Rai DIR (EB & HR), BSNL Board, New Delhi-110001
- Shri K.C.G.K. Pillai, DIR (Fin), BSNL Board, New Delhi-110001
- Shri R.K. Goyal, GM(Estt.), BSNL C.O., New Delhi-110001