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Government of Kerala
2018



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Reg. No. KL/TV(N)/634/2018-20

കേരള ഗസറ്റ്
KERALA GAZETTE

അസാധാരണം
EXTRAORDINARY

ആധികാരികമായി പ്രസിദ്ധപ്പെടുത്തുന്നത്
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GOVERNMENT OF KERALA

Finance (Pension-B) Department

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NOTIFICATION

G. O. (P) No. 91/2018/Fin.

Dated, Thiruvananthapuram, 14th June, 2018
31st Idavam, 1193.

S. R. O. No. 413/2018.—In exercise of the powers conferred by sub-section (1) of section 2 of the Kerala Public Services Act, 1968 (19 of 1968), read with section 3 thereof, the Government of Kerala hereby make the following rules further to amend the Kerala Service Rules, namely:—

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33/2403/2018/S-15.

RULES

1. *Short title and commencement.*—(1) These rules may be called the Kerala Service (Fifth Amendment) Rules, 2018.

(2) They shall be deemed to have come into force on the 1st day of January, 2016.

2. *Amendment of the Rules.*—In Part III of the Kerala Service Rules,—

(1) In rule 67, for clauses (i) and (ii), the following clauses shall be substituted, namely:—

(a) “ (i) if there are one or more surviving members of the family as in items (a), (b) and (c) of rule 71, it may be paid to all such members in equal shares.

“ (ii) if there are no such surviving members of the family as at (i) above, but there are one or more surviving members of the family as in item (d) of rule 71, it may be paid to all such members in equal shares”.

(b) the existing clause (iii) shall be re-numbered as clause (iv) and before clause (iv) as so re-numbered, the following clause shall be inserted, namely:—

“ (iii) if there are no such surviving members of the family as at (i) and (ii) above, but there are one or more surviving members of the family as in items (e) and (f) of rule 71, it may be paid to all such members in equal shares”.

(2) In rule 71,—

(a) for items (c) to (i), the following items shall be substituted, namely:—

(c) Children;

(d) Father/Mother;

(e) Brothers/sisters below the age of 18 years and unmarried or widowed or divorced sisters;

(f) Children of a pre-deceased son.,

(b) for Note (1), the following Note shall be substituted, namely:—

"Note.—(c) will include unmarried, married, divorced, widowed daughters/sons/step children/adopted children/posthumous children eligible children from the spouse of first marriage and children born out of a divorced/judicially separated wife and (d) will include adoptive parents in the case of individuals whose personal law permits adoption."

(c) Note 2 shall be omitted.

By order of the Governor,

MANOJ JOSHI, IAS,
Principal Secretary (Finance).

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

As per rule 90 (6) of Part III of the Kerala Service Rules, the eldest of the children will receive family pension irrespective of their gender in the order of seniority. But rules are discriminatory in the case of distribution of Death-cum-retirement Gratuity wherever admissible as the sons have preferential claim over unmarried/divorced/widowed daughter.

The Government have decided to put an end to this discrimination and as per G. O. (P) No. 469/2015/Fin. dated 17th October, 2015 have modified the existing priority in Rule 67 and Rule 71 of the Part III of the Kerala Service Rules. The Government as per G. O. (P) No. 535/2015/Fin. dated 26th November, 2015 have ordered that eligible children from spouse of the first marriage shall also be paid a share of Death-cum-retirement Gratuity and to include children born out of a divorced/judicially separated wife among the beneficiaries of Death-cum-retirement Gratuity amount. In order to give statutory validity to the said Government Orders, the Government have decided to make suitable amendments in Part III of the Kerala Service Rules.

The notification is intended to achieve the above object.

To

The Principal Accountant General (A&E),
Kerala, Thiruvananthapuram.

The Principal Accountant General (G&SSA), Kerala, Thiruvananthapuram.

The Accountant General (E&RSA), Kerala, Thiruvananthapuram.

All Heads of Departments and Offices.

All Departments (All Sections) of the Secretariat including Law
Department.

The Secretary, Kerala Public Service Commission, Thiruvananthapuram
(with C. L.).

The Secretary, Kerala Legislature Secretariat, Thiruvananthapuram.
(vide Lr. No. 1876/Sub.C.D2/2018/L.S dated 2-6-2018)

The Secretary, Kerala State Electricity Board, Thiruvananthapuram
(with C.L.).

All Secretaries, Additional Secretaries, Joint Secretaries, Deputy
Secretaries and Under Secretaries to Government.

The Secretary to Governor.

The Private Secretaries to Speaker, Deputy Speaker, the Leader of
Opposition and Government Chief Whip.

The Private Secretaries to Chief Minister and other Ministers.

The Additional/Deputy Secretary to Chief Secretary.

The Secretary, Ombudsman for Local Self Government Institutions,
Thiruvananthapuram.

The Secretary, Kerala State Human Rights Commission,
Thiruvananthapuram.

The PS to Principal Secretary (Finance Department).

The CA to the Secretary (Finance Expenditure).

- The CA to the Secretary (Finance Resources).
- The Registrar, University of Kerala/Cochin/Calicut (with C.L).
- The Registrar, Mahatma Gandhi University, Kottayam (with C.L).
- The Registrar, University of Kannur, Kannur (with C.L).
- The Registrar, Kerala Agricultural University, Thrissur (with C.L).
- The Registrar, Kerala Veterinary and Animal Sciences University, Wayanad (with C.L).
- The Registrar, Sree Sankaracharya University of Sanskrit, Kalady (with C.L).
- The Registrar, Kerala University of Health and Allied Sciences, Thrissur (with C.L).
- The Registrar, Fisheries University, Ernakulam (with C.L).
- The Registrar, Malayalam University, Tirur, Malappuram (with C.L).
- The Registrar, High Court, Ernakulam (with C.L).
- The Registrar, Kerala Lok Ayukta, Thiruvananthapuram.
- The Director of Treasuries, Thiruvananthapuram.
- The Director, Information and Public Relations, Thiruvananthapuram.
- The Managing Directors/General Managers of all Government Companies/Boards/Corporations/Autonomous Bodies.
- The Advocate General, Kerala, Ernakulam.
- The Chief Information Commissioner, Kerala, Thiruvananthapuram.
- All District Treasury Officers/Sub Treasury Officers.
- The Law (Leg. A) Department (vide U. O. (f) No. 26368/Leg. A1/16/Law).
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