

## **ITEM NO. 20 (H-1)**

**1. Name of the subject / project :**

Categorization of posts under New Delhi Municipal Council.

**2. Name of the Department :**

Establishment/Personnel Department.

**3. Brief History of the subject / project :**

Sub-section (4) of section 34 of the NDMC Act, 1994 provides for categorization of various posts under NDMC and is as under:-

*“(4) In this section and in section 36—*

- (i) “category ‘A’ posts” means any post, which having regard to its scale of pay or emoluments, would, if such post had been in the Central Government, be classified as a Group ‘A’ post under the Central Government in accordance with the orders issued by that Government, from time to time;*
- (ii) “category ‘B’ posts” means any post, which having regard to its scale of pay or emoluments, would, if such post had been in the Central Government, be classified as a Group ‘B’ post under the Central Government in accordance with the orders issued by that Government, from time to time;*
- (iii) “category ‘C’ posts” means any post, which having regard to its scale of pay or emoluments, would, if such post had been in the Central Government, be classified as a Group ‘C’ post under the Central Government in accordance with the orders issued by that Government, from time to time;*
- (iv) “category ‘D’ posts” means any post, other than a category ‘A’ category ‘B’ or category ‘C’ post.”*

All civil posts under the Union of India were hitherto classified in accordance with Government of India, Department of Personnel and Training, Notification No. 13012/1/98-Estt.(D), dated the 20<sup>th</sup> April, 1998. Consequent upon the promulgation of the Central Civil Services (Revised Pay) Rules, 2008, Government of India have prescribed revised norms for categorization of posts.

**4. Detailed proposal on the subject/project:**

A copy of the order bearing No. S.O. 946 (E), dated the 9<sup>th</sup> April, 2009 issued by the Ministry of Personnel, Public Grievance and Pension (Department of Personnel and Training) classifying all civil posts under the Union is at **Annexure 'A' (See page 145)**. As stated above, under sub-section (4) of section 34 of the NDMC Act, 1994, categorization of NDMC posts is having regard to scale of pay or emoluments, with reference to such posts under the Central Government in accordance with the orders issued by that Government, from time to time. In view of this statutory provision, it is incumbent on NDMC to categorize its posts with reference to the order dated 9<sup>th</sup> April 2009, referred to above, issued by the Ministry of Personnel, Public Grievance and Pension (Department of Personnel and Training).

**5. Financial implications of the proposed project / subject:**

Not applicable.

**6. Implementation schedule with timeliness for each stage including internal processing:**

The order referred to above, issued by the Ministry of Personnel, Public Grievance and Pension (Department of Personnel and Training), has come into effect from 9<sup>th</sup> April, 2009. Hence the same will be applicable to the posts in NDMC w.e.f. 9<sup>th</sup> April, 2009

**7. Comments of the Finance Department on the subject:**

Not needed.

**8. Comments of the Department on comments of Finance Department:**

Not applicable.

**9. Legal implications of the subject/Project**

No legal implications are involved.

**10. Details of previous Council Resolution, existing law of Parliament and Assembly on the subject:**

Nil

**11. Comments of the Law Department on the subject:**

Not needed.

**12. Comments of the Department on the comments of the Law Department:**

Does not arise.

**13. Certificate by the Department that all Central Vigilance Commission (CVC) guidelines have been followed while processing the case:**

Not required.

**14. Recommendations/Draft Resolution:**

This may be noted by the Council for information.

**COUNCIL'S DECISION**

Information noted.