

Himachal Pradesh State Electricity Board Limited
(A State Govt. Undertakings)

Office Order

The H.P.State Electricity Board Limited Company is pleased to adopt the Notification No.GAD-D-7(G)1-12/81-II Dated 30.8.2011 of Govt. of H.P. Shimla issued by the Secretary (GAD) to the Govt. of H.P. in HPSEB Limited in toto with slight modifications as under:-

Substitution of
Rule 5.

For Rule 5 of the said rules, the following shall be substituted namely:-

"5 Classification of Residences"-

"Save as otherwise provided by these rules, the officials/officers shall be eligible for allotment of different types of residences on the basis of Grade pay or Basic pay whichever is applicable, shown in the table below and notified by this office vide office order endorsement No. HPSEBL (Sectt)/4-33/Genl/2011-17736-936 dated 16.5.2011.

Table-I.

Type of Residence	Category of Officer/officers or monthly emoluments drawn by the officer/officers (Grade Pay only).
Type-I	Rs. 1300/- to Rs.1899/-
Type-II	Rs. 1900/- to Rs. 3799/-
Type-III	Rs. 3800/- to Rs. 5399/-.
Type-IV	Rs. 5400/- to Rs. 8599/-.
Type-V.	Rs. 8600/- Rs. Rs.9999/-.
Type-VI	Rs. 10000/- & above.

Explanation: In the case of officer who is under suspension, the emoluments (Grade pay only) drawn by him on the first day of the allotment year in which he is placed under suspension or if he is placed under suspension on the first day of allotment year, the grade pay drawn by him immediately before that date shall be taken as emoluments. Allotment of residential accommodation to the officers/officers under suspension shall be made under rule-7 as if the suspension has not taken place.

TABLE-II

Type of Residence	Category of Officer/officers or monthly emoluments drawn by the officer/officers (Grade Pay only).
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Type-VII Rs. 67000/- to Rs. 79999/-
Type-VII Rs. 80,000/- and above.

Substitution of Rule-8.

5. For rule 8 of the said rules, the following shall be Substituted namely:-

" (8) Adhoc allotment on out of turn basis.

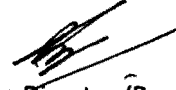
6 The provisions of adhoc allotment on out of turn basis as per Sr.No.6 shall be applicable in favour of Personal staff i.e. one out the Personal Assistant/Private Secretaries etc. of the MD/Directors.

9(I)-(iii) The provisions of adhoc allotment in favour of Press Correspondent as per Sr.No.8 (i) to 9 (iii) deleted as this amendment is not relevant to the Board.

Amendment of Rule 10.

6. In rule 10 of the said rules

The provision of Transit Pool accommodation or servant quarter or garage, as added after sub rule (4) as per Para C shall not be applicable in the HPSEB Limited.


Executive Director (Pers),
HPSEB Limited, Shimla-4.

NO. HPSEBL (Sectt)/4-44(Rules)/2014-Genl-84382-602
Copy forwarded for information and necessary action to:-

Dated: 28-2-14

1. All the Chief Engineers in HPSEB Limited.
2. The MD, BVPC, HPSEBL Jogindernagar.
3. The Chief Accounts Officer, HPSEB Limited, Shimla-4.
4. All the Superintending Engineers, in HPSEB Limited.
5. All the Addl. Superintending Engineers/ Sr. Executive Engineers/ Resident Engineers in HPSEB Limited,
6. The addl. Secretary/ all Deputy/Under Secretaries in Board Sectt.
7. All the Sr.PS/PS to CMD/Directors/ED (Per) in Board Sectt.
8. The DD(PR)/DD(IR)/PO in Board Sectt.
9. All the Section Officer in Board Sectt.
10. Guard File.

DA: As above

Note: Copy of Notification of Govt. of HP
dt. 30.8.11 is available on
HPSEBL web site www.HPSEBL.com.


Executive Director (Pers),
HPSEB Limited, Shimla-4.

(Authoritative English Text of this Department's notification No.GAD-D-7 (G)1-12/81-II, dated the 30th August,2011 as required under Clause(3) of article 348 of the Constitution of India).

Government of Himachal Pradesh
General Administration Department
(Section-D)

No.GAD-D-7(G)1-12/81-II, Dated Shimla-2,the

30th August,2011.

NOTIFICATION

In exercise of the powers conferred under rule 45 of the Fundamental Rules, the Governor, Himachal Pradesh, is pleased to make the following rules further to amend the Himachal Pradesh Allotment of Government Residences (General Pool) Rules,1994, notified vide this Department's notification No.GAD-7(G)1-12/81, dated the 1st June,1994 and published in Rajpatra, Himachal Pradesh(Extra Ordinary) dated 18th July,1994, namely:-

Short title and Commencement.

1. (1) These rules may be called the Himachal Pradesh Allotment of Government Residences (General Pool) Amendment Rules,2011.
- (2) These rules shall come into force with immediate effect.

Amendment of rule 2.

2. In rule 2 of the Himachal Pradesh Allotment of Government Residences (General Pool) Rules, 1994 (hereinafter referred to as the 'said rules'),--
(a) for sub-rule(c) the following shall be substituted, namely:-

"(c)'date of priority' of an officer/official in relation to type-IV and above residences shall be the date from which he has been continuously drawing the Grade Pay or Basic Pay, whichever is applicable, to a particular type or a higher type in a post under the State Government or on foreign service/deputation:

Provided that the date of priority in respect of type-I to type-III residences shall be the date of joining in the service under State Government. If the date of joining is the same then the priority shall be determined as under:

- (i) the officer/official having higher grade pay shall be senior; and
- (ii) if the grade pay is the same, the officer/official retiring earlier shall be accorded higher priority:

Provided further that the inter-se-seniority for

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type-IV and above residences shall be considered on the basis of following factors, namely:-

- (i) the Grade pay of the officer;
- (ii) the priority date of an applicant, within the same Grade Pay, shall be the date from which the applicant is continuously drawing his existing grade pay;
- (iii) Where the priority date of two or more officers is the same, the inter-se-seniority of the officers shall be determined on the basis of the basic pay i.e. the officer who has a higher pay shall be senior in the waiting list:

Provided that where the priority date and the basic pay of two or more officers are the same, the earlier date of joining in the service of the State Government shall be next determining criteria of inter-se-seniority:

Provided further that where the priority date, basic pay and date of joining in the service of the State Government of two or more officers are the same, the officers retiring earlier may be accorded higher priority over the officers retiring later:

Provided further that the Officers entitled for type-V and above residences shall also be eligible to apply for accommodation below their entitlements subject to the condition that such accommodation shall not be below type-IV:

Provided further that no junior batch officer of the same service shall be given priority over the senior batch officer of the same service:

Provided further that for the purpose of counting of broken periods of service for priority date for

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allotment of residential accommodation from the general pool, the past service shall be counted if they have been given any benefit of the past service for any of the purposes of confirmation, quasi-permanency or pension. They shall, however, not be allowed to count their past service in case they are given any terminal benefits (like civil or military pension/gratuity) other than leave for their past service. If any officer had more than one break in his service, the above benefit will be admissible only in respect of continuous service rendered prior to the last break”;

(b) **for clause(f), the following shall be substituted, namely:-**

“(f) Permanent, quasi-permanent and temporary Government servants of Himachal Pradesh Government offices whose services are likely to be made regular, are eligible for the allotment of Government residential accommodation from the general pool:

Provided that the Government servants of those category or class for whom departmental accommodation exist at the station of their postings shall not be eligible for allotment on seniority from the general pool at that station”.

(c) **clause(g) shall be deleted.**

Substitution of rule 5.

3. **For rule 5 of the said rules, the following shall be substituted; namely:-**

“5. Classification of Residences.-
“Save as otherwise provided by these rules, the officers/officials shall be eligible for allotment of different types of residences on the basis of Grade Pay or Basic Pay whichever is applicable, shown in the table below:-

TABLE-I

<u>Type of residence</u>	<u>Category of officer/official or monthly emoluments drawn by the officer/official (Grade Pay only)</u>
I	Rs.1300/- to Rs.1650/-
II	Rs.1900/- to Rs.3600/-
III	Rs.3800/- to Rs.5000/-
IV	Rs.5400/- to Rs.8400/-

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V Rs.8600/- to Rs.9000/-

VI Rs.10,000/- and above

Explanation:- In the case of officer who is under suspension, the emoluments (Grade Pay only) drawn by him on the first day of the allotment year in which he is placed under suspension or if he is placed under suspension on the first day of allotment year, the grade pay drawn by him immediately before that date shall be taken as emoluments. Allotment of residential accommodation to the officers/officials under suspension shall be made under rule-7 as if the suspension has not taken place.

TABLE-II

<u>Type of residence</u>	<u>Category of officer/official or monthly emoluments drawn by the officer/official(Basic Pay only)</u>
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VII Rs.67,000/- to Rs.79,999/-

VIII Rs.80,000/- and above”.

Amendment of rule 7.

4. In rule 7 of the said rules, for sub-rule(1) the following shall be substituted, namely:-

“(1) Save as otherwise provided in these rules, a residence, falling vacant, may be allotted by the Secretary(GAD)to the Govt. of Himachal Pradesh to an applicant desiring a change of accommodation in that type in genuine cases under the provisions of rule 13 or to an applicant without accommodation in that type of residence having the earliest date of priority for that type of residence, subject to the following conditions, namely:-

- (i) the Secretary shall not allot a residence of a type higher than to what the applicant is eligible under rule 5;
- (ii) the Secretary shall not compel any applicant to accept a residence of a lower type than to what he is eligible under rule 5; and
- (iii) the Secretary, on request from an applicant for allotment of a lower category residence may allot to him a residence of one type below for which the applicant is eligible under rule 5 on the basis of his priority date for the same”.

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Substitution of rule 8.

5. for rule 8 of the said rules, the following shall be substituted, namely:-

“(8) Adhoc allotment on out of turn basis.-Notwithstanding the provisions of rule 7, adhoc allotment on out of turn basis may be made on the merits of each case by the House Allotment Committee to an officer/official on the following grounds:-

(1) On the following type of illness:-

(i) Physically handicapped Government employees in the following cases:

(a) The blind i.e. those who suffer from either of following conditions:

- (i) total absence of sight;
- (ii) Visual Aquity not exceeding 6/60 or 20/200(snell) in the better eye with correcting lenses; and
- (iii) impression of the field of the vision subtending an angle of 20 degrees or worse.

(b)The Deaf- Those in whom the sense of hearing non functional for ordinary purposes of life. They do not hear, understand sound at all even with amplified speech. The cases include in that category will be those having hearing loss more than 90 decibles in the better ear(profound impairment) or total loss of hearing in both ears.

(c) (i) the orthopaedically handicapped, that is, those who as a result of their orthopaedic deformity find it very difficult to move freely; or

(ii) heart ailment for self only (heart ailments having symptoms of Grade III and IV which includes serious disabilities like Angina Grade-III and IV or congested cardial failure Grade III and IV or Malignant Hypertension with symptoms of Grade III and IV); or

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- (iii) Tuberculosis (Pulmonary tuberculosis in active phase with risk to other) and Cancer, of self, spouse and dependent children.

- (2) In the event of death or retirement of a Government servant, to the wife/husband, provided that the retired or the deceased Government servant was in occupation of Government accommodation at the time of retirement or death, as the case may be. Such allotment shall not be made in a category higher than a category to which the spouse of the deceased or retired Government servant is entitled:

Provided that such wife/husband was serving the Himachal Pradesh Government at the time of the retirement or death of the Govt. servant and residing with him/her and was not claiming HRA for the last 3 years or since the date of appointment/ transfer in the station whichever is relevant:

Provided further that in case of death, the spouse may be allotted accommodation if he/ she is appointed to Govt. service within the permissible period of one year from the date of death of the allottee:

Provided further that the spouse of the retired/deceased allottee shall clear all the outstanding dues in respect of premises occupied by the retiree or deceased:

Provided further that the application in prescribed proforma for allotment of accommodation on out of turn basis shall be submitted alongwith the supporting documents and such application shall be valid for that allotment year only:

Provided further that for the adhoc allotment to the spouse in the event of death, retirement or transfer of Government servant, an affidavit may be obtained in non-judicial paper to the effect that he/she does not own a house at or near the station of his/her posting.

- (3) In the event of transfer, deputation on foreign services sponsored by the Government and study leave of more than

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six months of an allottee, to the spouse of such employee according to his/her entitlement in case the spouse is in Government service and posted at the same station.

(4) In the event of officer occupying an earmarked house and is transferred to another post at the same station or to another station. Those vacating earmarked accommodation related to law and orders administration shall get priority over others.

(5) An officer/official who after completing of their full tenure in the Districts of Lahaul and Spiti, Kinnaur and Pangi Tehsil of Chamba district are transferred to the station.

(6) Personal staff i.e. one out of the Personal Assistant/Private Secretaries etc. of the ministers.

(7) Where exigencies of services so warrant.

(8) Notwithstanding anything contained in sub rules(1) to (7), an officer/official who owns a house either in his own name or in the name of any member of his family at or near the station of his/her posting, shall not be eligible for adhoc allotment on out of turn basis.

(9)(i) Regular correspondents of daily newspapers published at National/Regional/State level and those of News Agencies or Electronic News channels broadcasted/telecasted at national level and who have State Level Accreditation accorded by the Government of Himachal Pradesh, shall be eligible for allotment of government accommodation at Shimla as per entitlement but not above type-IV house, taking into consideration the circulation/viewership and on the recommendations of Director, Information and Public Relations, H.P. Government in this regard provided that such correspondent does not own a house at Shimla in his own name or in the name of any member of his family:

Provided that in case a correspondent who has already been

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allotted Government residential accommodation acquires a house of his own at the place shall have to surrender the allotted accommodation immediately and in case he or any member of his family acquires or inherits or constructs any house or part of the house, he shall have to surrender the allotted accommodation immediately thereafter and an affidavit to this effect shall be obtained at the time of allotment from such correspondents:

Provided further that an allottee of accommodation under sub-clause(i) shall pay the license fee as per provisions of these rules and shall also pay the house rent allowance paid to him/her by the Newspaper or News Agency or Electronic News Agency/News Channel in which he/she is employed. No exemption in this regard shall be permissible;

(9)(ii) Priority for allotment shall be from the date of receipt of application for the allotment of accommodation;

(9)(iii) Only one residence shall be allotted to one News Paper/News Agency/News Channel:

Provided that adhoc allotment on out of turn basis under these rules shall not exceed 50% of the houses available in each category during the given allotment year. Type-IV and above houses will be bracketed together for determining the

percentage and allotment under sub-rule(2),(3) and (9) of this rule shall not form part of the percentage of allotments made under this rule:

Provided further that there shall be a separate pool for Press Correspondents having 20 residences upto Type-IV only:

Provided further that allotment of the government accommodation shall be valid only for the period during which the allottee continuously works in the newspaper/news agency/news channel for which he has been allotted the accommodation".

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Amendment of rule 10.**6. In rule 10 of the said rules,-****(a) for fifth proviso to explanation 4 under sub-rule(2), the following shall be substituted, namely:-**

“Provided further that if any allottee is transferred or retires in the mid-academic session and his/her children are studying in School/College, as the case may be, at the place of present posting, the allottee may be allowed by the Secretary on the basis of merits of each case to retain the accommodation till that current academic year/semester is completed subject to production of certificate from the concerned institution to this effect. License fee chargeable in such case shall be four times of the pooled standard license fee for the period beyond the concessional period permitted under the rules in cases of retirement or transfer, as the case may be”.

(b) for sub-rule(4), the following shall be substituted, namely:-

“(4)The officer/official who are provided earmarked accommodation/rent free accommodation, the tenure post appointees and the Press Correspondents shall not be eligible for concession allowed under sub- rule(2) and such allottees shall vacate the accommodation allotted to him/her within a period of 30 days after transfer or withdrawal of accreditation”.

(c) after sub-rule(4), the following new sub-rule(5) shall be added, namely:-

“(5)The allottees of the Transit Pool Accommodation or servant quarter or garage, as the case may be, shall be governed by the similar provisions provided in this rule for retaining the same upto a period of six months beyond permissible period whereafter the damages as provided under rule-18-A shall be charged”.

Amendment of rule 13.**7. In rule 13 of the said rules, for sub rule(2), the following shall be substituted, namely:-**

“(2)Change of residence shall be allowed on the basis of receipt of applications in the office of Director of Estates/Estate Officers and on the basis of merits/ genuineness of each case:

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Provided that if an officer/ official submits a fresh application for change of residence, his previous application already registered in the Directorate of Estates/Estate Officer, shall stand cancelled and his seniority shall be counted from the date of receipt of his fresh application".

Substitution of rule 16.

- 8. **For rule 16 of the said rules, the following shall be substituted, namely:-**
“(16) Transfer to non-family station.-
 If an officer/official is transferred to Pangi, Lahaul & Spiti, Dodra Kwar and Hangrang Sub-Tehsil of Pooch Sub Division in Kinnaur Distt and the residence allotted to him under these rules is required by the family for bonafide use, he may be allowed on merit of each case to retain the residence on payment of four times of licence fee”.

Amendment of rule 19 .

- 9. In rule-19 of the said rules, clause(b) of sub-rule(5) shall be deleted.

By Order

Secretary(GAD) to the
Government of Himachal Pradesh.
30th August, 2011.

Endst.No.As above, Dated Shimla-2,the
Copy forwarded to:-

1. All Secretaries/Special Secretaries/Joint Secretaries/Deputy Secretaries/ Under Secretaries to the Government of Himachal Pradesh.
2. The Principal Resident Commissioner, HP at New Delhi, 27-Sikandra Road, New Delhi-110001.
3. The Registrar General, High Court of Himachal Pradesh, Shimla-2.
4. All Heads of Departments in Himachal Pradesh.
5. All District & Session Judges in Himachal Pradesh.
6. All Chairmen/Managing Directors of Boards/Corporations in H.P.
7. All the Deputy Commissioners in Himachal Pradesh.
8. The Principal, Indira Gandhi Medical College, Shimla-171001.
9. The Registrar, H.P. University, Shimla-5/Horticulture University, Nauni, Distt. Solan/CSKKVV University, Palampur, Distt. Kangra.
10. The Principal Secretary(Finance) to the Govt. of Himachal Pradesh.
11. The Director of Estates, H.P., Shimla-171002.
12. All the Estates Officers(ACs to DCs) in Himachal Pradesh.
13. All Treasury Officers/Sub-Treasury Officers/Assistant Treasury Officers in Himachal Pradesh.
14. The Accountant General(Audit), H.P., Shimla-3.
15. The Sr. Deputy AG(A&E), H.P., Shimla-3.
16. The Controller(P&S), H.P., Shimla-5. He is requested kindly to arrange to publish the above notification in the Rajpatra(Extra-Ordinary) at an early date.
17. The Deputy Secretary(Law) to the Govt. of H.P.
18. The ALR-cum-Under Secretary(Law) to the Govt. of Himachal Pradesh.
19. The Deputy Secretary(Finance) to the Govt. of Himachal Pradesh w.r.t. his Diary No.51892875, dated the 5th August, 2011.

Under Secretary(GAD) to the
Govt. of Himachal Pradesh.