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No.C.S.-II-13/72. 34642 /F.,

GOVERNMENT OF ORISSA
FINANCE DEPARTMENT.

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RESOLUTION.

Bhubaneswar, the 21st July, 1973.

Government have had under consideration for some-time past the question of allowing the Government servants to surrender a portion of earned leave and, in lieu thereof, get leave salary and allowance, and it has been decided that an employee may be allowed to encash earned leave to the extent and subject to the conditions specified below :-

2.(a) An employee who takes earned leave for a period of not less than thirty days will be allowed to surrender upto a maximum of thirty days earned leave in lieu of leave salary and allowances for the leave so surrendered.

(b) A minimum reserve of sixty days earned leave should be available in the leave account of an employee after he avails himself of earned leave and encash another portion of his earned leave as envisaged in clause (a) above. This reserve is for unforeseen contingency so that an employee does not have to go on leave without pay.

(c) The concession of encashment of earned leave shall be allowed once in a block period of 24 months commencing from 1st July, 1973. (to 30.6.75 / 30.6.77 / 30.6.79 - 30.6.81)

(d) The leave salary and allowance admissible for the leave surrendered shall be equivalent to that which the employee would have received had he actually availed himself of the leave so surrendered.

(e) If earned leave applied for by an employee is refused in public interest by a competent authority, then option to encash earned leave upto maximum thirty days may be available to such an employee without his actually proceeding on leave.

(f) Leave salary for the period of surrendered leave shall be paid in full as soon as possible after the date of commencement of leave or the date on which the leave would have commenced but for refusal of leave.

(g) The benefit of surrender of leave shall be admissible to Government employee who either holds a post under the Government or is in foreign service or on deputation to the Government of India or to any other State Government.

(h) In the case of a Government employee who is on the verge of retirement, the period of leave surrendered shall not exceed the period of duty between the date of expiry of earned leave actually availed of and the date of compulsory retirement.

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The benefit of surrender of leave shall not, however, be allowed in respect of leave sanctioned either as leave preparatory to retirement or as refused leave under Rule 162, Orissa Service Code or the corresponding provisions in the Leave Rules applicable to the concerned Government employee.

(i) The leave salary and allowances admissible for the leave surrendered shall not be liable to any deduction on account of Provident Fund subscription, insurance premia, house rent, repayment of advances, etc. due to Government or repayment of dues to Co-operative Societies, etc., but shall be liable to deduction of Income-tax, if the income is assessable to such taxes in the hands of the employee.

(j) The authorities who are empowered to sanction earned leave will be competent to accept the surrender of leave.

(k) Application for surrender of earned leave shall be made along with the application for grant of leave.

(l) Any Government employee who is on earned leave (other than leave preparatory to retirement or refused leave referred to in sub-para (e) above) on 1.7.73 the date of commencement of these orders shall be entitled to apply for surrender of earned leave, provided he continues to avail himself of a minimum of one month's earned leave from the said day.

(m) In order to guard against any omission in posting a debit of the leave surrendered in the leave account of a non-Gazetted Government employee, details of the surrendered leave shall be noted in his service book and in the leave account at the time the leave salary is drawn. A certificate to the effect that necessary entries have been made in the service book and leave account shall be recorded by the drawing officer on the bill in which the leave salary for the surrendered leave is drawn.

3. Notification effecting necessary amendments to Orissa Leave Rules will be issued separately.

ORDER :- Ordered that the resolution be published in the next issue of the Orissa Gazette and that copies of the resolution may be forwarded to all concerned.

By order of the Governor

R. N. DAS

SECRETARY TO GOVERNMENT.

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Memo No. 34643(182)/F.,

Dated. 21/7/73

Copy forwarded to all Departments of Government/ All Heads of Departments/ Secretary to Governor/ Accountant General, Orissa/ Deputy Accountant General, Orissa, Puri/ Financial Advisers and Assistant Financial Advisers in the Secretariat/ Accounts Officers attached in the Office of Heads of Departments/ Principal, Accounts Training School/ Director, Training Co-ordination/ Principal, Secretariat Training Institute/ L.F.A., Finance Deptt./ E.A.O., Finance Department for information.

G. Biswal
Joint Secretary to Government.

Memo No. 34644/F.,

Dated. 21/7/73

Copy forwarded to the Superintendent, Orissa Government Press, Madhupatna, Cuttack with a request to publish the Resolution in the next issue of the Orissa Gazette and supply 500 printed copies to this Department for distribution to all concerned.

G. Biswal
Joint Secretary to Government.

Copy to all Officers/ All Sections in the Finance Department.

G. Biswal/-
21.7.73.

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