

Non-Government Secondary Schools
Pension scheme for the teaching and
Non-Teaching staff in the ...

GOVERNMENT OF GUJARAT,
Education and Labour Department,
Resolution No. SSN-3472-35925-G,
Sachivalaya, Gandhinagar,
Dated the 20th September, 1972.

Read :- Government Resolution, Education and Labour
Department No. SSN-3470-41845-G, dated 21-12-'71
D.O. letter No. AS GH 13 Pd 7-GH dated 5-2-'72
from the Director of Education, Ahmedabad.

RESOLUTION :- Orders regarding the application of
pension gratuity and other retirement benefits to the
full time teaching and non-teaching staff in the recognised
and aided non-Government Secondary schools have been issued
vide Government Resolution, Education and Labour
Department No. SSN-3470-41845-G, dated 21-12-'71.
Certain points were raised for clarification by the
Gujarat Secondary Teachers' Federations. Clarification
on these points are embodied in the accompanying
statement.

This issues with the concurrence of Finance
Department vide its U.O. NO. 266-J, dated 9-8-'72
on Education and Labour Department file No. SSN-3472-
13375-G.

By order and in the name of the Governor of Gujarat,

M.L. Pandya,
Section Officer,
Education and Labour Department.

To

The Director of Education, Ahmedabad.
The Director of Technical Education,
All District Education Officers.
The Accountant General, Ahmedabad/Rajkot.
The Resident Audit Officer, Ahmedabad.
The Pay and Accounts Officer, Ahmedabad.
The Finance Department.
The All District Treasury Officers.

Sr. No.

Points.

Government clarifications.

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(1) (1) Will the employee who had attained the age of 58 years on or before 31.3.69 but who were in continuous service on or after 1-4-69 be eligible for pension, if

- (a) granted extension? or
- (b) re-appointed in the same school?
- (c) re-employed in other school?

(A) Breaks :-

(2) It is presumed that break in service implies period of non-employment in an aided Secondary schools?

(3) Employee gives a prescribed notice of resignation and joins another Secondary school without a single day of interruption or non-employment e.g. a teacher left services in one Secondary school on 10.6.68 and joins other school on 11.6.68. It is presumed that this is not a break.

(4) Employee gives prescribed notice (simple termination) to a non-permanent employee. Teacher is forced to leave one school but he joins another school without a single day of interruption or non-employment. Such type of termination (not administrative or removal) is not a break.

Those who had not superannuated on attaining the age of 58 years on 1.4.69 will be eligible for pension vide G.R. & L.D. No. SSN-3472-81953-3, dated the 20th September 1972.

(2) Break in services owing to non-employment in aided Sec. Schools should not be condoned if the teacher had given up the teaching line for better job in non-teaching line.

(3) For counting of number of break it should be treated as a break but as there is no gap in service it should not be treated as an interruption in service.

(4) For counting of number of breaks it should be treated as a break but as there is no gap in service it should not be treated as an interruption in service.

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(5) Termination of permanent employee is declared illegal and wrongful by Education Department which directs the school to pay compensation to the relieved employee. It is presumed that this is not a break.

(6) Services of a permanent employee are terminated with prior payment of compensation. Is it a break? Will such a break be condoned?

(7) Period of training (alongwith adjoining vacations) preceded by resignation or termination will not be considered a break.

(8) Resignation or termination followed by immediate employment in Secondary school without loss of a single day is not a break.

(9) Break in the service of a Secondary school teacher because of his joining educational institution not imparting Secondary education but aided by Gujarat Government will be condoned?

(10) Teacher leaves or is forced to leave services in November i.e. Diwali vacation but fails to get services till June when schools reopened after vacation. Be it amended that largest break to be condoned can be of 12 months or one academic year.

(5) Each such case will be decided in the light of the orders passed in individual cases.

(6) Each such case will be decided in the light of the orders passed in individual cases.

(7) Necessary orders have been issued by Government Addendum No. SN-3471-16037-G, dated 30.8.72.

(8) Change of school constitutes a break in service for purposes of para 7 of G.R., E & L.D. No. SN-3470-41845-G, dt. 21.12.71.

(9) No except the protected teachers vide para 4 of G.R., E & L.D. No. INSL1065-G, 4.6.65.

(10) Orders regarding period of training not constituting break in service for the purposes of pension have been issued under G.A., E & L.D. No. SN-3471-16037-G, dated 30.8.72. Breaks in service on account of reasons other than training can be condoned, provided the period of such break does not exceed six months and the total period of six breaks does not exceed 2 years.

B) Qualifying Services :-

- 11) Reasonable services of permanent employee include trained or untrained with interrupted services in one or more aided Secondary Schools ?
- 12) Period of training (preceded by resignation or termination (or L.W.P.) Secondary Schools ?
- 13) Period of services in Primary Teachers Training College ?
- 14) Period of services in Secondary Training College ?
- 15) Period of services in primary school ?
- 16) Period of Services in Degree-College ?
- 17) Period of services in Secondary Schools outside Gujarat.

- (11) Service rendered as untrained teacher should be treated as qualifying service but interruptions and breaks in services will be governed by para 7 of G. R., E. & L. D. No. SSM-3470-41845-G, dated 21-12-71.
- (12) Necessary orders have been issued by G. A., E. & L. No. SSM-3471/16037-G, dated 30.8.72.
- (13) No. The scheme is applicable to the staff in non-Government Secondary Schools in the State.
- (14) No. The scheme is applicable to the staff in non-Government Secondary Schools in the State.
- (15) No. except the protected teachers vide G. R., E. & L. D. No. INS.1065-G, dated 4.6.65.
- (16) No.
- (17) No.

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