

GOVERNMENT OF KERALA

ABSTRACT

UGC Scheme - Private College Teachers who have opted 60 years of age under Chapter III of University Statutes - Extension of UGC benefits - further Orders issued.

Higher Education (B) Department.

G.O. (MS) No. 135/91/H.Edn. Thiruvananthapuram, Dated 19/7/91.

Read:- 1) GO (MS) No. 66/90/H.Edn dated 13.3.90.
2) GO (MS) No. 76/90/H.Edn dated 23.3.90.
3) GO (P) No. 79/90/H.Edn dated 27/3/90.
4) GO (MS) No. 80/90/H.Edn. dated 27/3/90.

ORDER

In the Govt. order read as first paper above it was ordered that the UGC Scheme including revision of scale of pay to the teachers of affiliated colleges will be implemented with effect from 1.1.86 and that the retirement age will continue as at present. As per para 7.01 of UGC Scheme, appended to the GO read as third paper above, the teachers in affiliated colleges will retire at the age of 55 and thereafter no extension of service should be given.

2) In Private Colleges in Kerala there is a category of teachers who had opted to be governed by the provisions of Chapter III of University First Statutes which confer on the teachers a right to continue in service for a further period of 5 years after 55 years of age i.e. they will retire from service at the age of 60. Those Private College Teachers who were in service before 1.4.1958 alone are eligible to opt for Chapter III of the University First Statute. The teachers governed by the provisions of Chapter III of the Statutes are not eligible for DCRG and they will get a reduced rate of pension whereas all the other teachers who are to retire at the age of 55 are governed by the provisions of the KSR

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regarding pensionary benefits.

3) Teachers who are to retire at the age of 55 years have represented to Govt. that the teachers opted for retirement at 60 years may not be included under UGC Scheme because it will deny the chance to persons who are to retire at the age of 55 to come under the UGC Scheme. The sixty year opted College teachers also have represented to Govt. to include, all sixty year opted college teachers who are in service as on 1.1.1986, in the UGC Scheme.

4) The Anomaly redressal Committee on the implementation of UGC Scheme at the meeting held on 15.5.90 and 30.8.90 has discussed the issue of teachers who have opted chapter III for inclusion in the UGC Scheme, in detail. The Committee is of the view that the teachers in affiliated colleges who are allowed to continue up to 60 years under chapter III of University Statutes will not come under the UGC Scheme.

5) Mean while the Hon'ble High Court in its judgement dated 8.2.91 in OP No. 1306/91-E filed by Dr. Sunnykutty Kurian and Mathai Mathew has directed Govt. to take a decision as to whether teachers who have opted for the benefit of Chapter III of the 1st Statute of the University are entitled to the benefit of the Scheme, as adopted by the Govt. in its order dt. 13.3.90, within two months.

6) Govt. have examined the matter in detail and order that the teachers in Private Colleges who have opted for retirement at the age of 60 years ~~under~~ under chapter III of the University Statutes and who have not yet attained the age of 55 will be given a chance to re-opt to retire at the age of 55, if they so desire, to avail themselves of the UGC Scheme/Scale of pay. It is also

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clarified that those private college teachers who have completed 55 years and are allowed to continue up to 60 years under Chapter III of University Statutes will not be eligible to come under the UGC Scheme.

By Order of the Governor,
(J.S. EADIAN)
Commissioner & Secretary to Government.

To

The Director of Collegiate Education.
The Registrars of all Universities..
The Advocate General, Vide T.P. Message No. N2-48/91/CCC
dt. 16.7.91.
The Public Relations Department.
The Accountant General, (Audit)/(A&E) This issues with the
concurrence of Finance Department.
The F.D vide U.O note No. 11958/Edn/D3/90/Fin dt. 29.6.91.
The Higher Education (D) Department.
The Stock file/Office Copy.

Forwarded/By Order.

SECTION OFFICER.

J/19/7/