

MOST IMMEDIATE

F.No. B.12020/01/2015-Ad.IX

Government of India
Ministry of Finance
Department of Revenue
(Central Board of Direct Taxes)

4th Floor, R.No.460, Hotel Samrat,
New Delhi, Dated, the 05.03. 2015.

OFFICE MEMORANDUM

Subject : - Minutes of the Quarterly Review Meeting with the Representatives of ITGOA & ITEF held in the Chamber of Chairperson, CBDT on 11.02.2015 at 4.00 P.M.

Sir,

The undersigned is directed to forward herewith minutes of the Quarterly Review Meeting held with the representatives of ITGOA and ITEF on 11.02.2015 at 4.00 P.M. in the Chamber of Chairperson, CBDT, North Block, New Delhi for information and necessary action.

Nirbhay Singh

(Nirbhay Singh)

Under Secretary (Ad.IX)

Ph: 24122761

Encl. As above.

To,

1. Pr. DGIT (HRD)
2. Pr. DGIT (Logistics)
3. Pr. DGIT (System)
4. DIT (Infrastructure)
5. DS (Ad.VI)
6. CIT (Investigation)
7. CIT (C&S)
8. ADDL. CIT (OSD) V&L
9. Sr. PPS to Chairperson, CBDT.
10. PPS to Member (P&V), CBDT
11. PPS to JS (Admn.),DT
12. DS (Ad.VII & Ad.IX)
13. Data Base Cell
14. The President, ITGOA,
15. The President, ITEF,
16. The President/ Secretary General, IRS Association.

MINUTES OF THE QUARTERLY REVIEW MEETING HELD WITH THE REPRESENTATIVES OF ITGOA AND ITEF UNDER THE CHAIRPERSONSHIP OF Ms. ANITA KAPUR, CHAIRPERSON, CBDT IN HER CHAMBER, NORTH BLOCK, NEW DELHI ON 11.02.2015 AT 4.00 PM.

The Quarterly Review Meeting with the representatives of Income Tax Gazetted Officers Association (ITGOA) and Income Tax Employees Federation (ITEF) was held on 11.02.2015 at 4.00 PM under the Chairpersonship of Ms. Anita Kapur, Chairperson, CBDT, in her chamber at North Block, New Delhi to discuss the agenda items. A list of the officers of CBDT and representatives of ITGOA and ITEF, who attended the meeting, is placed at Annexure 'A'. The Chairperson welcomed the officers of CBDT and representatives of ITGOA and ITEF and thereafter the following agenda items were discussed as under:

Agenda Item No. 1. A) Regularisation of JCIT of 2001 Batch/Promotion in STS for 2006/2007 & 2009/2010 Batches with retrospective effect from the due date.

The issue of the regularization of the JCIT of 2001 from the date of original regular DPC was raised by staff side. It was accepted by the official side that the issue raised has merit. The same problem exists for officers of 2000 Batch also. After discussion it was decided that a reference will be sent to DoPT for the retrospective effect of promotion to the officers of 2000 and 2001 Batches i.e from the date of regular DPC conducted by UPSC within a fortnight. JS (Admn.)/DT to ensure timely processing of the proposal.

The similar issue of Promotion in STS for 2006/2007 Batches with retrospective effect from the due date was also raised by staff side. It was informed by the official side that the reference made to DoPT earlier had not been accepted by them. It was informed by DIT (HRD)- 3 that a reference has already been made by Directorate of HRD to Administration Division of CBDT in this regard. After discussion, the Chairperson directed that a proposal be sent within a fortnight to DoPT with a request to condone the delay giving an undertaking at the same time that in future no relaxation may be given for any such delay in holding the DPC considering the fact that CBDT is now holding DPCs for upgradation from JTS to STS in time without any delay.

(Action: Pr.DGIT (HRD)/JS (Admn.), CBDT)

In the issue of date of effect in STS of 2008/2009 batches, it was explained by the official side that where the juniors of a batch are getting the effect of STS from 1st January of a year, the seniors of the same batch, even if joined in STS later, will be considered for promotion under "next below" rule, subject to fitness.

(Action: Pr.DGIT (HRD))

B) Regularization of JCIT of 2002 batch/ Screening committee for left-over officers for i) STS to 2010 and ii) NFSG to 2001.

The Staff Side raised the issue of delay in the Regularization of adhoc JCIT of 2002 where the officers were due for NFSG as on 01-01-2015. It was informed by the Official Side that the Board has already sent a proposal to UPSC. The UPSC has insisted that copies each of representations made by the officers reported upon against entries in their APARs/ ACRs, note sheets where on the representations was/were processed and order of the Competent Authority on the representations be submitted. The Chair was informed that the required copies of documents are being collected from CCIT (CCAs) concerned and it is likely that the proposal would be sent to UPSC during first fortnight of March, 2015.

(Action: JS (Admn.), CBDT/ ITGOA)

The issue of holding of Screening committee for left-over officers for i) STS to 2010 batch and ii) NFSG to 2001 batch was also raised by the staff side. It was informed by the official side that in both the issues, the problems of deficient APARs were the main hurdle. The deficiency could not be removed even though list of such deficiencies have been uploaded on website. The staff side pointed out that as the exact nature/reason of deficiencies was not mentioned in the deficiency list so uploaded, the local authorities were not able to remove deficiencies properly. After discussions, it was decided to hold the DPC for STS and Screening Committee for NFSG, with available complete APARs, within a fortnight. It was also decided that, in future, if the deficiency of more than 50% cases is removed, and if the number of such Officers is 10 or more, the Screening Committee meeting will be held to promote/upgrade such Officers. Also, it was directed by the Chairperson that the deficiency list highlighting exact reason/nature of deficiency be displayed on website from now onwards and a copy be given to Association for early resolution.

(Action: Pr DGIT (HRD)/ U.S. DT (Pers.)

Agenda Item No. 2. Advance increment on passing Deptl. Examination to Stgr.II(erstwhile) and Sr. TAs.

The Official Side informed that the proposal for extending the benefit to the above categories of employees has already been submitted by (V&L) to the Department of Personnel.

(Action: DS.Ad. IX)

Agenda Item No. 3. Resolution of issues of promotion orders in Directorate (Delhi Charge) and diversion of 1633 posts out of Bengal Charge.

The Official Side informed that the Committee constituted to look into the issue of promotion orders in Directorate is required to submit the report by 20th February, 2015 and based on that the Board will take the decision at the earliest. Regarding the diversion of Posts from WB Region, the official side informed that the matter will be looked into once the Committee constituted for this purpose submits its report on the

issue. On the request of the staff side, the official side agreed to issue instructions to maintain status quo with regard to diversion of posts till a finality is reached in the matter.

(Action:Pr.DGIT (HRD)/CIT (C&S)

Agenda Item No.4. Extension of Recognition of ITEF/ITGOA under CCS (RSA) Rules.

The Official Side informed that the file for extension of recognition of ITEF is under process(Now with the approval of Competent Authority the recognition of ITEF has been extended for a further period of five years with effect from 08.06.2013 to 07.06.2018 vide Board's Letter dated 18.02.2015). The proposal for seeking extension of recognition to ITGOA has been received as on 19.02.2015 and is under consideration in consultation with all CCITs(CCA)/DGITs.

(Action: DS. Ad.IX)

Agenda Item No.5 Filling up of posts of Inspectors posts lying vacant for want of Candidates in one category by promoting the eligible candidates in the other category.

The ITEF raised that number of posts were lying vacant in the Inspector cadre due to non-availability of suitable candidates in Stenographer Cadre. The official side informed that the draft RRs, are pending with the DoPT for approval. Once draft RRs are approved, the merger of Stenographer II and Sr. TA / OS will take place to EA Cadre & the official side further stated that any amendment of RRs can only be prospective in any case. After discussion, Chairperson mentioned that she would review the status of draft RRs and take a decision accordingly on making reference for relaxation of existing RRs on the lines of request made.

(Action: Pr.DGIT (HRD)

Agenda Item No. 6. Promotion in the cadre of ACIT for the R.Y. 2014-15 and correct calculation of vacancies for the R.Y. 2013-14 and 2014-15 & Speedy implementation of Supreme Court order on inter-se seniority.

Delay in the promotion from ITO to the cadre of ACIT was raised by staff side. It was informed by the official side that the list of deficient APARs has already been uploaded on the site. Hence, the ITGOA should help in getting the removal of the deficiencies so that the proposal for DPC can be prepared.

The staff side suggested that the list of officers in consideration zone of promotion may be furnished so that removal of deficiency in such cases is taken up on priority to expedite the process. After discussions, it was decided that the consideration zone will be finalized by the US/ AD-VI shortly.

(Action: DS. Ad.VI)

Agenda Item No.7. Pending issues under 1% incentive Schemes- Laptop to Inspectors and Mobile Handsets to All Personnel in the Department.

The staff side informed that such proposals are pending for a long time. The official side informed that both the proposals have been cleared by the IFU and submitted to the DoE for their final approval.

(Action: Pr.DGIT (Logistics)/CIT (C&S)

Agenda Item No. 8. A) Recruitment Rule for Group-B & C.

The office side informed that the proposals for Group B (PS & Sr.PS) have been sent online to DoPT. Once online approval is received from DoPT further steps will be taken. The file concerning RRs is under examination for ensuring correctness of documents/procedure and will be sent to DoPT for approval.

Draft RRs for Group C posts do not require DoPT approval. The draft RRs as approved by Hon'ble Finance Minister have been examined by Ad.VII and same will be vetted by DoLA before notification.

(Action: Pr. DGIT (HRD)/ (Ad.VII)

B) IRS Recruitment Rules- our objections.

The Staff side expressed that the Board is not informing the status of the Recruitment Rules finalized to the Association. The Chairperson, however, expressed concern over action of Association that the staff side should not have approached the DOPT in the matter directly. The Staff side was insisting that the objections raised by them should be addressed and accepted in toto. It was informed by the official side that 5 out of 7 objections raised by the ITGOA have been accepted by the Board, which includes objections on proposed Rules 6(2), 7(2), 7(5) & 10. It was also informed that the Board is pursuing with DOPT for early finalization of the Recruitment Rules.

(Action: Pr. DGIT (HRD)

Agenda Item No. 9. Increasing reimbursement of Local Travel Expenses to Inspectors and Notice Servers equivalent to 50Lr and 30Lr petrol cost respectively.

The Official side informed that the proposal to increase the reimbursement of local travel expenses to Inspectors & Notice Server has been approved by CBDT and submitted to IFU for its approval.

(Action: Pr.DGIT (Logistics)/ DIT (Infra.)

Agenda Item No. 10. Amendment in T & P Policy for IRS officers.

The Staff Side requested for the changes in the T & P policy of IRS officers as per the proposal submitted. After discussion, the official side agreed to consider the cooling period of two years to be reckoned from the AGT to AGT provided the transferred

Officer joins not later than one month from the date of order. As regards other issues of the proposal of the staff side, the same will be examined and considered. It was also mentioned by the Chairperson that the AGT in all cadres are expected by 31st of March, 2015.

(Action: Pr.DGIT (HRD))

Agenda Item No. 11. **Relaxation in eligibility condition to fill up posts in higher cadre of AO/PS and ii) Creation of commensurate posts of AO/PS with the upgraded posts of CCIT/CIT.**

The staff side raised the issue of filling of vacant posts AO/PS and also creation of commensurate posts of AO/PS with the upgraded posts of CCIT/CIT. The staff side had also submitted a note on 10.02.2015 on this matter to the Board. They requested to take a decision in the matter. It was informed by the official side that the proposal will be examined. The Pr. DGIT (HRD) was asked to look into the matter.

(Action: Pr.DGIT (HRD))

Agenda Item No. 12. **Implementation/speedy disposal of S.K.Shukla/Leela Ramchandran/ Revision of Pay Scale from 01-01-1996 for ITO & ITI court cases.**

The staff side raised the issue of speedy implementation of Court cases including Hon'ble Court verdict in the case of S.K.Shukla. It was stated that in spite of the clear directions of the Hon'ble Apex Court, the order is not being implemented and the officers are forced to approach the Courts for getting the benefit of the decision. It was also stated that legal opinion had also been given to the effect not to file the SLP in those cases which had been filed by the officers for getting the benefit of the decision. In this matter, it was informed by the official side that the Committee formed to look into this matter has already submitted its report. Further, the matter had been referred to DoPT, which had rejected the same, citing there would be far reaching repercussions on implementation of the decision of the Hon'ble Court in other Departments also. Hence, the issue had again been sent to the DoLA for considered opinion. After discussion, the Chairperson gave directions for putting the file for her consideration. Appropriate decisions will be taken on the issue.

(Action: Addl. CIT (OSD) V&L)

Agenda Item No.13. **Preparation of Seniority list of IRS officers beyond 1999.**

The staff side demanded for preparation up to date Seniority List of the IRS officers. It was assured by the official side that the Board is preparing the seniority list of all the IRS officers, taking into consideration DOPT rules and representations from Officers/Associations.

(Action: Pr.DGIT (HRD))

Agenda Item No.14. Additional password for issuance of Refund.

The staff side raised the issue of additional password in issuing refunds/completing cases u/s 154 to prevent issuing fraudulent refunds as the existing password has to be shared with the staff due to present work load. It was stated by the official side that the matter would be examined and a note will be put up in this matter to the Chairperson by the DGIT(System) in the next week.

(Action: Pr.DGIT (System))

Agenda Item No.15. Issuance of instruction for handling of TEP cases.

The staff side raised the issue of issuance of instruction for handling of TEP cases particularly on matrimonial disputes, due to which the officers were harassed facing vigilance complaints. The official side informed that there is already an instruction issued in 2007 for handling of TEP cases. Further motive behind TEP is generally not relevant factor for deciding the course of action by the Department. Therefore it does not appear feasible to prescribe a separate treatment for TEP's that might have arisen because of matrimonial disputes.

Action: CIT (Investigation), CBDT

The meeting concluded with the vote of thanks to the Chair.

THE LIST OF OFFICERS AND REPRESENTATIVES OF ITGOA AND ITEF WHO ATTENDED THE QUARTERLY REVIEW MEETING HELD ON 11.02.2015 at 4.00 P.M. IN THE CHAMBER OF CHAIRPERSON, CBDT, NORTH BLOCK, NEW DELHI.

1. Ms. Anita Kapur – Chairperson, CBDT
2. Shri A.K. Jain – Member (P&V)
3. Sh. Sudhir Kumar, JS (Admn.)/DT
4. Ms. Nishi Singh Pr.DGIT(System)
5. Sh. Krishna Saini Pr. DGIT (HRD)
6. Sh. A.K. Mehta, Pr.DGIT (Logistic)
7. Sh. Debjyoti Das, DIT(HRD-II)
8. Ms. Shefali Shah Dir (Infra.)
9. Shri. Amitabh Kumar , DIT (HRD-I)
10. Dr.B.K. Sinha, CIT (C&S)
11. Ms. Neetika Bansal Dir (Inve.), CBDT
12. Ms. Riddhi Mishra, JCIT (OSD) V&L
13. Sh. N.D. Gupta, DDIT (HRD)
14. Sh. Ram Mohan Singh, / Addl. DIT (Infra.)
15. Sh. D.K. Verma, DS (AD.VI)
16. Sh. Brij Mohan, US (AD.VI)
17. Sh. Nirbhai Singh, US(Ad.IX)
18. Sh. Ajay Goyal, President, ITGOA
19. Sh. Aravind Trivedi, Addl. Secretary, ITGOA
20. Sh. Bhaskar Bhattacharya, Secy. Genl., ITGOA
21. Sh. Raghvindra Singh, Treasurer, ITGOA
22. Sh. Ashok Salunkhe, President ,ITEF
23. Sh. K.P. Rajagopal, Secretary General, ITEF
24. Sh. Ashok Kanojia, Addl. Secy., ITEF
25. Sh. Ravindran B. Nair, Jt. Secretary, ITEF