

NJCA
National Joint Council of Action
4, State Entry Road New Delhi – 110055

Dated: January 17, 2017

No. NJCA/2017

All the Members of the NJCA

Dear Comrades,

Sub: Brief of the meeting of the NJCA held on 17.01.2017

A meeting of the National Joint Council of Action (NJCA) was held on 17th January, 2017 in JCM Office, 13-C, Ferozshah Road, New Delhi, which was presided over by Com. M. Raghavaiah, wherein the following members of the NJCA were present:-

- (i) Com. Shiva Gopal Mishra, Convener, NJCA
- (ii) Com. Rakhal Das Gupta, Member/NJCA/AIRF
- (iii) Com. Guman Singh, Member/NJCA/NFIR
- (iv) Com. Giriraj Singh, Member/NJCA/NFPE
- (v) Com. Com. R.N. Parasar, Member/NJCA/NFPE
- (vi) Com. Ashok Singh, Member/NJCA/INDWF
- (vii) Com. R. Srinivasan, Member/NJCA/INDWF
- (viii) Com. S.N. Pathak, Member/NJCA/AIDF
- (ix) Com. C. Sreekumar, Member/NJCA/AIDF
- (x) Com. K.K.N. Kutty, Member/NJCA/Confederation of CGEs & Workers
- (xi) Com. M. Krishnan, Member/NJCA/Confederation of CGEs & Workers
- (xii) Com. M.S. Raja, Member/NJCA/All India Audit & Accounts Employees Association

All the members of the NJCA shown their anguish on inordinate delay, being done by the Government of India, on the long pending demands of the Central Government Employees, even promises made during the course of negotiations with the Group of Ministers on 30th June, 2016 and 6th July, 2016, based on which, Indefinite Strike was deferred, have also not been resolved.

As all of you know, promise was made that, committees would be formed on NPS, Allowances and Minimum Wage/Fitment Formula, and the demands of the Central Government Employees would be met within a period of four months. Regrettably these issues have not yet been resolved.

The members of the NJCA were of the view that, under compelled circumstances we have no other way left out except to review our decision of deferring the strike. After prolonged discussion it was decided that:-

"The Convener and Chairman of the NJCA should met the Group of Minister and explain them about the negotiated settlement and deferment of indefinite strike and apprise them about the anguish prevailing amongst the Central Government Employees, who force the NJCA to review it decision of deferment of the strike. In this regard; a letter should also be sent to the Government of India".

Comradely yours,


(Shiva Gopal Mishra)
Convener

Shiva Gopal Mishra
Secretary

Ph.: 23382286
National Council (Staff Side)
Joint Consultative Machinery
for Central Government Employees
13-C, Ferozshah Road, New Delhi – 110001
E Mail : nc.jcm.np@gmail.com

No.NC-JCM-2016/7th CPC

January 17, 2017

Shri Rajnath Singh,
Hon'ble Home Minister,
North Block
New Delhi

Dear Sir,

We solicit your kind reference to the discussion the Staff Side delegation had with you and your esteemed colleagues in the Cabinet – Hon'ble Finance Minister, Railway Ministers – on 30th June 2016 and subsequently with your good self on 6th July 2016. In the light of the assurance held out for reconsideration of the minimum wage and multiplication factor through the setting up of a high level committee within a time frame of four months, the National JCA had deferred the strike action which was to commence from 11.07.2016.

We had been patiently waiting for a meaningful discussion in the matter ever since then. Not only there had been any worthwhile or meaningful discussions thereafter but no settlement was also brought about till today though more than six months have been elapsed.

The National JCA met yesterday (17-01-2017) and almost all members expressed extreme disappointment over the turn of events. However, they felt that a meeting with your good self must be sought to sort out the issue amicably.

We shall therefore be grateful if you can indicate a date and time convenient to you, so that the undersigned along with Dr. M Raghaviah, the Leader of Staff Side, JCM could call on you with a view to explore reaching an agreement. Incidentally, we feel that it must be our responsibility to convey to you that the Central Govt Employees throughout the country are extremely critical of the fact that the Government had not found it possible to accept even a single issue taken up the Staff Side, JCM after the 7th CPC submitted its recommendations to the Government.

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This apart, the CG Pensioners numbering presently more than the working employees are aggrieved of the fact that the one and only recommendation of the 7th CPC which was in their favour i.e. option No.1 have been recommended to be rejected by the Pension Department to the Government.

Expecting a communication for an early meeting and thanking you

Yours faithfully


(Shiva Gopal Mishra)
Secretary

NJCA
National Joint Council of Action
4, State Entry Road New Delhi – 110055

No.NJCA/2017

Dated: January 18, 2017

All the Constituents of
National Council(JCM)

Dear Comrades,


Sub: Brief of the meeting held with Hon'ble Home Minister on 18th January, 2017

As per decision taken by the NJCA in its meeting held on 17th January, 2017, I along with **Com. M. Raghavaiah**, met Hon'ble Home Minister, **Shri Raj Nath Singh** (at his residence), on 18th January, 2017 and explained him the situation arisen out of non-resolution of long pending demands of the Central Government Employees, particularly related to VII CPC, viz. **improvement in Minimum Wage/Fitment Formula, NPS, Allowances, Pension etc.**

Hon'ble Home Minister immediately talked to the Cabinet Secretary and advised him to discuss various issues related to the Central Government Employees and try to resolve them at an earliest.

He informed us that, he would discuss all these issues with Hon'ble Prime Minister as well as Hon'ble Finance Minister and would definitely try that long pending issues should be resolved as soon as possible.

Comradely yours,


(Shiva Gopal Mishra)
Convener

NJCA
National Joint Council of Action
4, State Entry Road New Delhi – 110055

No.NJCA/2017

Dated: January 19, 2017

All the Constituents of
National Council(JCM)

Dear Comrades,

Sub: Brief of the meeting held today with the Cabinet Secretary

A meeting was held today with the Cabinet Secretary, Government of India, wherein myself as well as Com. M. Raghavaiah were present.

We explained him about various issues of the Central Government Employees pending at the government level. The main issues were **NPS, Minimum Wage and Fitment Formula, Allowances, Pension and Very Good Benchmark, etc. etc.**

The Cabinet Secretary informed us that, **Pension** issues have already been referred to the Cabinet, and the report of the **Committee on Allowances** is likely to be submitted in the next month. So far as issue of **NPS** is concerned, he has already directed the committee to hold a meeting with the Staff Side, which has already been fixed for **20th January 2017**. The issue of **Minimum Wage and Fitment Formula** is also being vigorously pursued by the government.

He said that, inordinate delay was because of the various problems, but the intention of the government is very clear that, they want to resolve the problems of the Central Government Employees.

He also advised us to have patience for some time and given us an assurance that he would try to get resolved pending issues of the Central Government Employees as early as possible.

Comradely yours,


(Shiva Gopal Mishra)
Convener

Shiva Gopal Mishra
Secretary

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E Mail : nc.jcm.np@gmail.com

No. NC-JCM-2016/ Pension

January 19 , 2017

The Secretary (Pension)
&
Chairman,
NPS Committee
Deptt. Of Pension & Pensioners' Welfare
3rd Floor, Lok Nayak Bhawan,
New Delhi

Sub:- Meeting of the Committee constituted to suggest measures for streamlining the implementation of the NPS for Central Govt Employees – Reg.

Ref: Letter No 57/1/2016-P&PW(B) dated 16th January 2017

Sir,

Kindly refer to your aforementioned letter. At the outset we request you to kindly favour us with a copy of the Government Notification setting up the Committee to make suggestions to streamline the National Pension system for Central Government employees. This is needed for us to understand the scope and ambit of the functioning of the Committee.

The 7th CPC in their report in paras 10.3.11 to 10.3.25 has enumerated the plethora of complaints received by it over the NPS and has finally recommended to the Government to set up a Committee to look into those issues and address. However, we are constrained to believe from the reading of para 3 of the letter cited that the Committee is likely to have only a perfunctory consultation with the stake holders on an important issue like this.

In any case, we give hereunder our views in the matter with the fervent hope that the Committee will consider it within the time constraints.

1. We are of the firm view that the Central Government employees as a whole must be fully excluded from the ambit of the defined contributory pension scheme for otherwise it would create two classes amongst them, one making subscription; and another making no subscription but receiving a better pension and other retirement benefits.

2. There is no justification for the Government to deduct pension contribution from the Central Government employees, even as per the recommendation of the 7th CPC they are provided with far lesser Minimum wage that what it should have been as per the norms of Dr. Aykroyd formula, approved by the 15th ILC and subsequent judgement of the Supreme Court.
3. This apart, we were assured by the Government during the Standing Committee meeting discussions held on 14.12.2007 that

“for employees who had entered with effect from . 1.1.2004 are not likely to be worse off vis a vis the current pension system in force as the replacement rate would match to the present one. Thus NPS is a win-win situation for employees and the Government”.

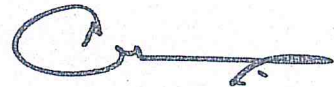
Without deviating even an iota from our firm position enumerated in No. 1 above, the least the Government must do to honour the assurance given earlier is to guarantee that all Central Govt. employees who are recruited with effect from 1.1.2004 and have thus become mandatory subscribers to the NPS receive all benefits of pension, family pension and other retirement benefits as is provided for under the CCS(Pension) Rules applicable to the Central Government employees who are recruited prior to 1.1.2004.

To illustrate the point that the Central Government employees, who are recruited with effect from 1.1.2004 are provided with a paltry in the form of pension in total disregard to the assurance held out by the Government on 14.12.2007 we enclose herewith the details of pension entitlement computed in the case of a person, who was recruited after 1.1.2004 and retired after 12 years of service in one of the Ordnance factories under the Ministry of Defence. This person is being paid a paltry amount of Rs 960/= p.m. as pension from NPS, whereas after the implementation of the 7 CPC recommendations the minimum pension is Rs 9000/- + DA p.m. with effect from 01-01-2016.

In fine, we feel that it would be better if the Committee could convene a meeting as is convenient to all its members so that a full-fledged discussion could be held on this vital issue which is of utmost importance to a large segment of employees recruited after 01-01-2004 whose number is increasing day by day.

Thanking you

Yours Sincerely

A handwritten signature in blue ink, appearing to read 'Shiva Gopal Mishra', with a stylized flourish at the end.

(Shiva Gopal Mishra)
Secretary