

CHENNAI PORT TRUST PENSIONERS' (PAYMENT OF ARREARS OF PENSION (NOMINATION)) REGULATIONS, 1996

PUBLISHED IN PART II, SECTION-3, SUB-SECTION (i) IN EXTRAORDINARY ISSUE OF THE GAZETTE OF INDIA DATED THE 19TH AUGUST, 1996

GOVERNMENT OF INDIA
MINISTRY OF SURFACE TRANSPORT
(PORTS WING)

NEW DELHI, the 19th August, 1996

NOTIFICATION

GSR 367(E):- In exercise of the powers conferred by sub-section (1) of Section 124, read with sub-section (1) of Section 132 of the Major Port Trusts Act, 1963(38 of 1963) the Central Government hereby approves the Chennai Port Trust Pensioners' (Payment of Arrears of Pension (Nomination)) Regulations, 1996, made by the Board of Trustees for the Port of Chennai and set out in the Schedule annexed to this notification.

2. The said regulations shall come into force on the date of publication of this notification in the official gazette.

A.K. RASTOGI
Joint Secretary to the Govt. of India,
NoPR-12016/3/96-PE.I

SCHEDULE

CHENNAI PORT TRUST

Chennai Port Trust Pensioners' (Payment of Arrears of Pension (Nomination)) Regulations, 1996.

In exercise of the powers conferred under section 28 of the Major Port Trusts Act, 1963(38 of 1963), the Chennai Port Trust Board hereby makes the following regulations:

1. Short Title: (i) These regulations may be called the Chennai Port Trust Pensioners' (Payment of Arrears of Pension (Nomination)) Regulations, 1996.

(ii) They shall come into force with effect from the date of publication in the Gazette of India.

2. Application: These regulations shall apply to the Pensioners of the Chennai Port Trust who are in receipt of any Pension under the Chennai Port Trust (Pension)

Regulations, 1987 which govern such pensioners and which is payable by the Chennai Port Trust out of the Chennai Port Trust Pension Fund.

3. Definitions: In these Regulations unless there is anything repugnant in the subject or context:-

(a) "Accounts Officer" means the Financial Adviser & Chief Accounts Officer of the Board or such other officer of the Accounts Department as may be prescribed by the Chairman.

(b) "Head of Department" in relation to an office or offices under the administrative control means the authority declared as such under the Major Port Trust Act, 1963 under any general or special orders of the Government.

(c) 'Form' means a form appended to the Regulations.

(d) 'Nomination' means nomination made under these Regulations.

4. Nominee of Pensioner to receive arrears of pensions: Any pensioner to whom any pension is payable by the Chennai Port Trust out of the Chennai Port Trust Pension Fund may nominate any other person (herein after referred to as the nominee) in accordance with provisions of Regulation 5 who shall receive, after the death of the pensioner all moneys payable to the pensioner on account of such pension on before or after the date of such nomination and which remain unpaid immediately before the death of pensioner;

5. Nominations: (i) Every pensioner who has retired on or before the date of commencement of these Regulations shall nominate any person for the purpose of Regulation 4 in Form "A" and submit it, in triplicate, by personal service after taking receipt or by sending through registered post acknowledgement due to the Accounts Officer, Chennai Port Trust.

(ii) Within thirty days of the receipt of nomination in Form 'A' as referred to in Sub-Regulation (i), the Accounts Officer shall get the particulars of the pensioner, as mentioned Form 'A' verified with reference to the available records and return to the pensioner, after obtaining a receipt thereof,

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the duplicate copy of the nomination in Form 'A' duly attested by him of an officer authorized by him in this behalf. The triplicate copy duly accepted by the Accounts Officer shall be sent to the concerned Head of the Department from where the pensioner had retired while the original copy of the nomination shall be recorded after acceptance by the Accounts Officer in the P.P.O., File of pensioner maintained by the pension section.

(iii) Every employee who is due to retire after the date of commencement of these regulations shall, submit the nomination, in triplicate, Form 'A' to his/her Head of Department from where he/she is retiring within three months before the date of his/her retirement.

(iv) Within thirty days of the receipt of the nomination in Form 'A' under sub-regulation (iii) the concerned Head of Department shall get the particulars of the employee/ pensioner, as mentioned Form 'A' verified with reference to the records of the establishment and return to the employee/ pensioner, after obtaining the receipt thereof, a duplicate copy of the nomination in Form 'A', duly attested by the concerned Head of Department or by an Officer authorized by the Head of Department in this behalf. The original and triplicate copies shall be sent to the Accounts Officer for acceptance along with pension papers for settlement of pension and pensionary benefits. The original copy duly accepted by the Accounts Officer shall be sent to the concerned Head of Department from where the employee/ pensioner had retired while the triplicate copy shall be recorded after acceptance by the Accounts Officer, If the papers for settlement of pension and pensionary benefits have already been forwarded to the Accounts Officer, or the pension payment order has already been issued in a particular case, the nomination form shall be sent separately quoting the other particulars of the pensioner or the PPO number of the pensioner so as to enable the Accounts Officer to connect with the particular pensioner's case.

(v) A notice of modification of nomination including cases where a nominee pre-deceases the pensioner shall

be submitted in triplicate in Form 'B' to the Accounts Officer in the manner specified in sub-regulation (i) and thereafter the provisions of sub-regulation (ii) shall apply mutatis mutandis with modification as if it was made under sub-regulation (i).

(vi) A nomination or a fresh nomination or a notice of modification of nomination shall be signed by the pensioner or, if he is illiterate, shall bear his/her thumb impression given in the presence of two witnesses who shall also sign, a declaration to that effect in the nomination, fresh nomination or notice of modification of nomination, as the case may be.

(vii) Nomination, fresh nomination or notice of modification of nomination shall take effect from the date of receipt thereof by the Accounts Officer or the concerned Head of Department, as the case may be.

6. Accepted nomination to the conclusive proof :- A nomination made under Regulation 5 and accepted by the Accounts Officer, shall be a conclusive proof with regard to the person nominated to receive arrears of pension of the pensioner under these regulations.

7. Mode of payment of arrears: The arrears of pension payable under these regulations shall be paid in accordance with the provisions of the existing Chennai Port Trust (Pension) Regulations, 1987 governing the mode of payment of pension.

8. Interpretation: If any question, arises as to the interpretation of these Regulations, the same shall be decided by the Board.

Appendix

ORIGINAL/DUPLICATED/TRIPPLICATE

CHENNAI PORT TRUST

FORM 'A'

(Regulation 5 of the Chennai Port Trust Pensioners' (Payment of Arrears of Pension (Nomination)) Regulations)

FORM OF NOMINATION FOR PAYMENT OF ARREARS OF PENSION AFTER THE DEATH OF THE PENSIONER

I.....(Name of the Pensioner in capital letters) hereby nominate the person named below under Regulation 5 of the Chennai Port Trust

