

Andhra Pradesh Lokayukta and Upa-Lokayukta (Conditions of Service) Rules, 1987

ANDHRA PRADESH

India

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Rule

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Andhra Pradesh Lokayukta and Upa-Lokayukta (Conditions of Service) Rules, 1987Published vide Notification No. G O.Ms No 557, General Administration (SC-D), dated 23.11.1987Last Updated 18th October, 2019G O.Ms No 557. - In exercise of the powers conferred by Clause (b) of sub-section (2) of Section 20 of the Andhra Pradesh Lok-Ayukta and Upa-Lok Ayukta Act, 1983 (Act No. 11 of 1983), the Governor of Andhra Pradesh hereby makes the following rules relating to the allowances and pension payable to and other conditions of service of the Lok Ayukta and Upa-Lok Ayukta, namely: -

1. Short title and commencement.

(1)These rules may be called the Andhra Pradesh Lokayukta and Upa-Lokayukta (Conditions of Service) Rules, 1987.(2)This shall be deemed to have come into force on the 1st day of November, 1983.

2. Definitions.

(1)In these rules, unless the context otherwise requires,-(a)'Act' means the Andhra Pradesh Lokayukta and Upa-Lokayukta Act, 1983 (Act No. 11 of 1983);(b)'actual service' includes,-(i)time spent by the Lokayukta and Upa-Lokayukta on duty;(ii)joining time on transfer to the Institution from a post or an Office in the parent service;(iii)vacations, excluding any time during which the Lokayukta or the Upa-Lokayukta is absent on leave;(c)'family' means,-(i)the wife or husband of the Lokayukta and the Upa-Lokayukta; and(ii)the parents legitimate children and step-children of the

Lokayukta and the Upa-Lokayukta wholly dependent upon his/her;(d)'Government' means the State Government;(e)'Governor' means the Governor of Andhra Pradesh;(f)'Institution' means the Institution of the Andhra Pradesh Lokayukta and Upa-Lokayukta as established under the Act;(g)'Lokayukta' means a person appointed to be the Lokayukta under sub-section (1) of Section 3 of the Act;(h)'parent service' means in relation to a person appointed as the Lokayukta or the Upa-Lokayukta the qualifying service under which he was employed before such appointment;(i)'pension' means pension of any kind payable to the Lokayukta or the Upa-Lokayukta and includes any gratuity or other sum or sums so payable by way of death or retirement benefits;(j)'Upa-Lokayukta' means a person appointed to be the Upa-Lokayukta under sub-section (1) of Section 3 of the Act.(2)Words and expressions used in these rules but not defined herein shall have the same meaning as are assigned to them in the Act.

3. Applicability.

- The Service conditions of the Lokayukta and Upa-Lokayukta shall be governed by the High Court Judges (Conditions of Service) Act, 1954 (Act 28 of 1954) and the High Court Judges Rules, 1956 as amended and modified from time to time and the instructions and orders issued from time to time by the Government of India with reference to those rules to the extent that they are relevant subject to the variations and modifications contained in these rules.

4. Vacation Holidays and Working Hours.

- The vacations, holidays and the hours of work for the Lokayukta and Upa-Lokayukta and for the Officers and other employees of the Institution shall be such as may be declared by the Lokayukta from time to time:Provided that the Lokayukta and the Upa-Lokayukta shall have a vacation of thirty days in each calendar year.

5. Leave.

(1)The Lokayukta and the Upa-Lokayukta shall be entitled to leave of various kinds as are admissible to the Chief Justice and Judges of the High Court of Andhra Pradesh,(2)The authority competent to grant or refuse leave to the Lokayukta or the Upa-Lokayukta or to revoke or curtail the leave granted to him/her shall be the Governor,

6. Pension.

(1)The Lokayukta shall be paid pension of [Rs. 21.945 (Rupees twenty one thousand nine hundred and forty five) per annum] [Substituted by 'Rs. 15.000/- per annum' Notification No. G.O.Ms. 498, G.A. Spl C, dated 25.9.2006.] for each completed year of service as Lokayukta subject to a maximum of Rs.1,09,725/-p.a.)(2)The Upa-Lokayukta shall be paid pension of [Rs. 16.725 (Rupees Sixteen thousand seven hundred and twenty five) per annum] [Substituted by 'Rs. 13.000/- per annum' Notification No. G.O.Ms. No 498, G.A. Spl C, dated 25.9.2006.] for each completed year of service as Upa-Lokayukta subject to a maximum of Rs.83,625/- p.a.)(3)The Lokayukta and Upa-Lokayukta

shall be entitled to pension as stated above in addition to the pension to which they may be entitled in respect of any previous service rendered by them under the Union or the State: Provided that the Lokayukta and the Upa-Lokayukta shall not receive any pension if he/she has been removed from that office under Section 6 of the Act. (4) The rules for the time being applicable to the Chief Justice or the Judges of the High Court of Andhra Pradesh in regard to the commutation of pension shall apply mutatis mutandis to the Lokayukta and the Upa-Lokayukta respectively. (5) The Governor may, for special reasons, direct that any period not exceeding three months shall be added to the actual service of the Lokayukta or the Upa-Lokayukta, as the case may be, for the purpose of fixing the pension payable to him/her.

7. Travelling Allowance.

- The Lokayukta and the Upa-Lokayukta shall receive such reasonable allowance to reimburse them for the expenses incurred in travelling on duty within the territory of India and they shall be afforded such reasonable facilities in connection with travelling as may from time to time be prescribed in the case of the Chief Justice and other Judges of the High Court of Andhra Pradesh respectively.

8. Medical Treatment.

- The Lokayukta and the Upa-Lokayukta shall be entitled for himself/herself and his/her family to such facilities for medical treatment and for accommodation in hospitals as may from time to time be prescribed under the High Court Judges (Conditions of Service) Act, 1954 (Central Act 28 of 1954) and the High Court Judges Rules, 1956.

9. Residential Accommodation.

(1) The Lokayukta and Upa-Lokayukta shall be entitled without payment of rent to the use of a furnished official residence on par respectively with the Chief Justice and a Judge of the High Court of Andhra Pradesh. (2) The Lokayukta and Upa-Lokayukta who reside in his/her own house shall be paid house rent allowance besides an additional amount towards annual maintenance of the House and towards special repairs of the house in accordance with G.O.Ms. No. 348, General Administration (Special-B) Department, dated the 28th June, 1983 as amended or modified from time to time.

10. Conveyance Facilities.

- The Lokayukta and Upa-Lokayukta shall be entitled to a staff car and consumption of petrol as the Chief Justice and other Judges of High Court of Andhra Pradesh are entitled to under the High Court Judges (Conditions of Service) Act, 1954 as amended.

11. Provident Fund.

- The Lokayukta and the Upa-Lokayukta shall be entitled to subscribe to the General Provident Fund in accordance with the rules regulating that Fund.

12. Dearness Allowance etc..

- The Dearness Allowance, Sumptuary allowance, City Compensatory Allowance and other allowances payable to the Lokayukta or the Upa-Lokayukta, shall be the same as those payable to the Chief Justice or a Judge of the High Court of Andhra Pradesh respectively.

13. Additional Charge Allowance.

- Where, under sub-section (2) of Section 5 of the Act, the Upa-Lokayukta performs the duties of the Lokayukta, he/she shall be entitled to additional charge allowance [at the rate of rupees six thousand per month] [Substituted for 'at the rate of rupees four thousand per month' by Notification No. G.O.Ms.No. 59. GA Spl. C, dated 4.2.2008.] for such period during which he/she performs such duties.

14. Leave Travel Concession.

- The Leave Travel Concession Rules that are applicable to the Chief Justice and Judges of the High Court of Andhra Pradesh shall apply to the Lokayukta and Upa-Lokayukta respectively.

15. Gratuity and Family Pension.

- The Lokayukta and Upa- Lokayukta are entitled to gratuity and family pension as applicable to the Chief Justice and Judges of the High Court of Andhra Pradesh respectively.