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NATIONAL FEDERATION OF TELECOM EMPLOYEES

BSNL

(Regn. No. 4906 dated 17/9/2001)

MS-II, Q. No. 21 & 17, Atul Grove Road, New Delhi-110001

TF-13/8

Dated:07-10-2017

To,

Smt. Sujata Ray
Director (HR)
BSNL, New Delhi.

Subject:- Amendments to Rule 55(II)(b) of BSNL CDA Rules, 2006 – reg.

Respected Madam,

Kind reference is invited to unions series of representations regarding deletion of provision 55(II) (b) of CDA Rules, 2006 as same had been arbitrary and against the Cabinet decision of 29th Sept, 2000 at the time of corporatisation of Telecom services. Sequel to cabinet decision retirement age was fixed akin to Central Govt employees and Rule 37A was also evolved safeguarding the interest of absorbed staff. The absorbed employees cannot even be dismissed prior to approval of the administrative Ministry i.e. DOT.

We are sad and surprised to note that the BSNL HQR vide No.-10-1/2016-WS & I dated 27.07.2017 has deleted the Rule 55(II)(b) as per our demand but in its place incorporated a new Rule 55(A) in line with FR 56(j) and rule 48(I) (b) of CCS Pension Rules to carry out the periodical review of the employees. Surprisingly no consultation has taken place with the recognized unions which is against the industrial culture and relation. Right of consultation available to union cannot be taken away. Apart from above the issue is pending in the Standing Committee of the National Council. You will agree, Madam, it was obligatory on the part of administration to consult the matter in the standing committee before decision. We are naturally aggrieved and lodge our protest against the arbitrary incorporation of Rule 55(A) in CDA BSNL rules, 2006.

We may submit that the provisions in the Rule 55(A) are not only contrary to Cabinet decision of 29th Sept, 2000 but are also arbitrary and against the Verdicts of Supreme Court. Such draconian rule was not enforced arbitrarily even during emergency period of 1975-76. We are afraid such rule will be misused by erring and intoxicated officers creating unpleasant situation in the field.

Under the circumstances we request to hold discussions with the accredited unions and cause withdrawal of Rule 55(A) from BSNL CDA Rules, 2006.

With best regards,

Yours sincerely,


(Chandeshwar Singh)
General Secretary

Copy to:- (1) GM(Rectt), BSNL, New Delhi.
(2) GM(SR), BSNL, New Delhi.

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