

FOOD SAFETY AND STANDARDS (SALARY, ALLOWANCES AND OTHER CONDITIONS OF SERVICES OF OFFICERS AND EMPLOYEES) REGULATIONS 20

rao-33004/99 REGD. D. L.-33004/99 Che Gazette of India 2041 2041 EXTRAORDINARY PART III—section 4 PUBLISHED BY AUTHORITY 30, 2013/ma•UT 8, 1935 NEW DELHI, TUESDAY, JULY 30, 2013/SRAVANA 8, 1935 ait Rär, 24 \$T*, 2013 2012 2006 (2006 34) \$1 92 (1) 3, 4 27 2012 \$1 11—11 15 2012 \$1 28 2012 9 (3) 92 3333 GI/2013 •THE GAZETTE OF INDIA : EXTRAORDINARY 1 2013 I 2. qR'HbÄ.— a,- 2006 (2006 34Äi 10,000/— 'T 10,000/— 'T (iii) ü' 10,000/— AT 10,000/- '\$ -a -G-ätl (iii) 4 GAZETTE OF INDIA : EXTRAORDINARY Ili—SEC. 41 8 2009 (g)/ 2008 (2) 90 5. *Rqq.— 41 (4) fifÄ ø@fh GITVTT I (1) a@fh GTIA% 3333 6713-2 6 GA'ZE'IVIE OF INDIA : EXTRAORDINARY [PART lit SEC. 41• 87-0/13] FOOD SAFETY AND STANDARDS AUTHORITY OF INDIA NOTIFICATION New Delhi, the 24th July, 2013 F. No. A-21021/01/2010-Admn. FSSAI.— Whereas the draft of the Food Safety and Standards Authority of India (Salary, Allowances and other conditions of Service of Officers and Employees) Regulations, 2012 were published, as required under sub-section (1) of section 92 of the Food Safety and Standards Act, 2006 (34 of 2006), vide notification of the Food Safety and Standards Authority of India, number F.11-11/Admn./2009- FSSAI, dated the 15th February, 2012, in the Gazette of India, Part III, Section 4, dated the 27th February, 2012, inviting objections and suggestions from the persons likely to be affected thereby, before the expiry of the period of thirty days from the date on which the copies of the Official Gazette containing the said notification were made available to the public; And whereas copies of the said Gazette were made available to the public on the 28th February, 2012; And whereas the objections and suggestions received from the public in respect of the said draft regulations have been duly considered by the Food Safety and Standards Authority of India; Now, therefore, in exercise of the powers conferred by clause (a) of sub-section (2) of section 92 read with sub-section (3) of section 9 of the said Act, the Food Safety and Standards Authority of India with the previous approval of the Central Government hereby makes the following regulations, namely:- 7 CHAPTER 1 PRELIMINARY (1) These Regulations may be Short title and commencement. - 1. called the Food Safety and Standards Authority of India (Salary, Allowances and other Conditions of Service of Officers and Employees) Regulations, 2013. (2) They shall come into force on the date of their publication in the Official Gazette

2. Definitions.-In these regulations, unless the context otherwise requires,- (a) "Act" means the Food Safety and Standards Act, 2006 (34 of 2006); (b) "Central Government" means the Ministry of Health and Family Welfare, Government of India; (c) "Food Authority" means the Food Safety and Standards Authority of India established under sub-section (1) of section 4 of the said Act; (d) "Chairperson" means the Chairperson of the Food Safety and Standards Authority of India; (e) "Chief Executive Officer" means the Chief Executive Officer of the Food Safety and Standards Authority of India; (f) "employees" means officers and employees of the Authority appointed on regular basis and includes those appointed on deputation or short term contract; (g) "appointing authority" means, — 8 GAZETTE OF INDIA : EXTRAORDINARY (i) the Chairperson of the Authority in respect of all posts equivalent to Group 'A' carrying the grade pay of Rs. 10,000 and above but does not include the Chief Executive Officer; (ii) the Chief Executive Officer of the Authority in respect of all posts equivalent to Group 'A' carrying the grade pay of less than Rs. 10,000; (iii) the Chief Management Services Officer of the Authority in respect of all posts equivalent to Group 'B'; and (iv) the Director in-charge of establishment at Food Safety and Standards Authority of India Headquarters or Regional Offices or Laboratories of the Authority in respect of all sanctioned posts equivalent to Group- 'C' under their respective jurisdiction; (h) "disciplinary authority" means, - (i) the Chairperson of the Authority in respect of all posts equivalent to Group 'A' posts carrying the grade pay of Rs 10,000 or above but does not include the Chief Executive Officer; (ii) the Chief Executive Officer of the Authority in respect of all posts equivalent to Group 'A' carrying the grade pay of less than Rs 10,000; (iii) the Chief Management Services Officer of the Authority in respect of all postsequivalent to Group 'B'; and (iv) the Director in-charge of establishment at Food Safety and Standards Authority of India Headquarters and Regional Offices and Laboratories, in respect of all sanctioned posts equivalent to Group 'C' under their respective jurisdiction; "direct appointment" means any appointment made by the Authority otherwise than by appointment by transfer on deputation including

short term contract or on contractual basis in accordance with the provisions of the regulations notified by the Authority; (j) "short term contract" means the method of recruitment of officers belonging to non-government organisations, such as Universities, recognised research institutions, Public Sector Undertakings to the Authority for a specified period; (k) "appointment on contractual basis" means an appointment made by the appointing authority for a specified period on contractual basis in accordance with the provisions of regulations notified by the Authority; (l) "function" means and includes all work related to activities of the Authority; (m) "service" means the service under the Authority; (n). words and expressions used in these regulations but not defined, shall have the same meaning as respectively assigned to them in the said Act

CHAPTER 11 3. Conditions of Service. -The conditions of service of the eligible employees of the Authority in the matters of pay, allowances, fixation of pay, increment, joining time, joining time pay, age of superannuation, modified assured career progression scheme, medical facilities, leave, leave travel concession, conduct, disciplinary matters and other conditions of service, shall be regulated in accordance with such other rules and regulations as are, from time to time, applicable to officers and employees of the Central Government belonging to Group 'A', Group 'B' and Group 'C' posts, as the case may be, in the corresponding pay scale: 3333 'ITIE OF' INDIA : EXTRAORDINARY Provided that the Chief Executive Officer of the Authority shall be entitled for hiring of residential accommodation in terms of the Ministry of Finance O.M. No. F. No. 1 (16)/E. 11 (A)/2008, dated 8th May, 2009, as amended from time to time

4. Group Insurance, pension and retirement benefits.-(1)The employees of the Authority other than those on deputation or short term contract shall be entitled to Group Insurance as per the scheme to be formulated by the Authority in consultation with the Central Government. (2) The pension and retirement benefits to the employees of the Central Government transferred to the Authority under section 90 of the Act, and who get absorbed in the Authority shall be the same as he or she would had, had he or she held such office, if the Authority had not been established and shall continue to do so as an employee of the Authority. (3) The pension and retirement benefits of other employees of the Authority shall be governed by the scheme to be formulated by the Authority in consultation with the Central Government. 5, Staff on deputation. - (1) The pay, terms and conditions of Foreign Service of the officers or employees on deputation including short-term contract to the Authority shall be as per the terms and conditions as prescribed by the Central Government, from time to time. (2) Deputation shall be decided mutually between the Authority and lending organisation and the terms of service, such as leave salary contribution, gratuity, pension • contribution and contributory provident fund, may, with the approval of the Chief Executive Officer be allowed as admissible to a deputationist in his or her parent organisation. 11 (3) Such allowances or benefits as are not admissible to the regular employees of corresponding status in the Authority, shall not be admissible to the employees on deputation, even if they were admissible in the parent organisation. (4) Employees joining on deputation shall be eligible for contribution to the respective provident fund to which they are subscribing in their parent organisation. (5) Where a deputationist has been a member of a contributory provident fund, the Authority shall bear the cost of the employer's contribution as applicable in each case. (6) When the Authority determines that the services of the deputationist are no longer required, he or she shall be repatriated to his or her parent department even before completion of his or her sanctioned period of deputation, after prior intimation to the lending Ministry or Department or organisation and giving reasonable opportunity to the employee concerned

CHAPTER 111 MISCELLANEOUS 6. Employees of the Authority may be required to undergo such training as may be specified by the Authority; (2) The employees of the Authority, charged for misconduct during the period of training may be withdrawn from training, and shall be liable for appropriate disciplinary proceedings, as the appointing authority deems fit and penalty in such cases may include recovery of the amount spent on the training by the Authority. 2 GAZETTE OF INDIA : EXTRAORDINARY 7. Power to relax. -The Authority may in public interest and for reasons to be recorded in writing relax any of the provisions of these regulations with prior approval of the Central Government

8. Saving clause.-Nothing in these rules shall affect reservation, relaxation of age limit and other concessions required to be provided for the Scheduled Castes or the Scheduled Tribes, Other Backward

Classes, Ex-servicemen and other special categories • of persons, in accordance with the orders issued by the Central Government from time to time in this regard

9. Interpretation.-If any question arises relating to the interpretation of these regulations, it will be referred to the Central Government for examination and the decision of the Central shall be binding. K. CHANDRAMOULI, Chairperson and In-charge CEO [ADVT. 111/4/F, xty./187-0/1 3 | Printed by the Manager, Government of India Press, Ring Road, Mayapuri. New Delhi-110064 and Published by the Controller of Publications, Delhi-1 10054.

