

02.08.2017 | 31-08-2017 | 12.12.2017

09/08/17

F. No. C-14011/07/2016 -Ad. V/S695
Government of India
Ministry of Finance
Department of Revenue
Central Board of Excise and Customs
(Office of Chief Vigilance Officer)

6th Floor, Hudco Vishala Building,
Bhikaji Cama Place, New Delhi - 66
New Delhi, dated the 1st August, 2017

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To
All
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Shakti
DPP

To
All Director Generals,
All Principal Chief Commissioners/Chief Commissioners/Principal Commissioners of
Customs, Central Excise & Service Tax Zone
The Narcotics Commissioner
Directorate of Publicity & Public Relations

Subject:- Amendments to Rule 14, 16, 19, 27, 29 & 29(A) for CCS (CCA) Rules 1965-
regarding.

Sir,
I am directed to send herewith a copy of Notification G.S.R. No. 548(E), dated
02.06.2017 issued by DOP&T from F. No. 11012/9/2016-Estt. A-III dated 02.06.2017, for your
information and necessary action.

2. Attention of all concerned may be invited to newly inserted sub rule 4(b) and sub
rule 24 under Rule 14. As per sub rule 4(b), the Government servant is required to
submit his written statement of defence within a period of 15 days, which may be further
extended for a period not exceeding fifteen days at a time for reasons to be recorded in
writing by the disciplinary authority or any other authority authorized by the disciplinary
on his behalf, provided that under no circumstance, the extension of time for filing
written statement of defence shall exceed forty five days from the date of receipt of
articles of charge.

3. Special attention of all concerned may be drawn to newly inserted sub rule 24
under Rule 14 of CCS(CCA) Rules, 1965, whereby the inquiring authority is required to
conclude the inquiry and submit his report within a period of six months from the date of
receipt of order of his appointment as inquiring authority. Where it is not possible to
adhere to specified time limit, the Inquiring Authority may record the reasons and seek
extension of time from the disciplinary authority in writing, who may allow an additional

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time not exceeding six months for completion of the Inquiry, at a time. The extension for a period not exceeding six months at a time may be allowed for any good and sufficient reasons to be recorded in writing by the Disciplinary Authority or any other Authority authorized by the Disciplinary Authority on his behalf.

5. These amendments to CCS(CCA) Rules 1965, particularly those mentioned in para 2 & 3 above, may be brought to the notice of all the officers in the field formations, including those dealing with disciplinary matters, conducting departmental inquiry and discharging the functions of disciplinary/appellate/revisionary authorities, for strict compliance.

Yours faithfully,



(Kabindra Joshi)

Deputy Secretary to the Govt. of India

Tel. No. 26171183

Copy to :

1. The Addl. Director General, Directorate General of Vigilance, Customs & Central Excise, Hotel Samrat, Chanakyapuri, New Delhi.
2. ADG(Vig) in all Zonal Units of DGOV.
3. Jt. Secretary (Admn.), CBEC, North Block, New Delhi.
- ✓ 4. The Web Manager, Dte General of Systems, Customs & Central Excise, New Delhi for hoisting on the website of CBEC.
5. All Inquiry Officers who are conducting inquiries against Group A officers (as per list available in Ad.V) – With a request to complete the inquiry proceedings within time specified and also send their e-mail id and mobile No. so that proceedings can be effectively monitored.
5. Guard File.



(Kabindra Joshi)

Deputy Secretary to the Govt. of India

MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS

(Department of Personnel and Training)

NOTIFICATION

New Delhi, the 2nd June, 2017

G.S.R. 548(E). - In exercise of the powers conferred by the proviso to article 309 and clause (5) of article 148 of the Constitution, and after consultation with the Comptroller and Auditor General of India in relation to persons serving in the Indian Audit and Accounts Department, the President hereby makes the following rules further to amend the Central Civil Services (Classification, Control and Appeal) Rules, 1965, namely:—

1. (1) These rules may be called the Central Civil Services (Classification, Control and Appeal) Amendment Rules, 2017.
- (2) They shall come into force on the date of their publication in the Official Gazette.
2. In the Central Civil Services (Classification, Control and Appeal) Rules, 1965, --

I. in rule 14, --

(i) for sub-rule (4), the following sub-rule shall be substituted, namely:—

“(4) (a) The Disciplinary Authority shall deliver or cause to be delivered to the Government servant a copy of the articles of charge, the statement of the imputations of misconduct or misbehaviour and a list of documents and witnesses by which each article or charges is proposed to be sustained.

(b) On receipt of the articles of charge, the Government servant shall be required to submit his written statement of defence, if he so desires, and also state whether he desires to be heard in person, within a period of fifteen days, which may be further extended for a period not exceeding fifteen days at a time for reasons to be recorded in writing by the Disciplinary Authority or any other Authority authorised by the Disciplinary Authority on his behalf.

Provided that under no circumstances, the extension of time for filing written statement of defence shall exceed forty-five days from the date of receipt of articles of charge.”;

(ii) for sub-rule (13), the following sub-rule shall be substituted, namely:—

“(13) On receipt of the requisition referred to in sub-rule (12), every authority having the custody or possession of the requisitioned documents shall produce the same or issue a non-availability certificate before the Inquiring Authority within one month of the receipt of such requisition.

Provided that if the authority having the custody or possession of the requisitioned documents is satisfied for reasons to be recorded by it in writing that the production of all or any of such documents would be against the public interest or security of the State, it shall inform the Inquiring Authority accordingly and the Inquiring Authority shall, on being so informed, communicate the information to the Government servant and withdraw the requisition made by it for the production or discovery of such documents.”;

(iii) after sub-rule (23), the following sub-rule shall be inserted, namely:—

“(24) (a) The Inquiring Authority should conclude the inquiry and submit his report within a period of six months from the date of receipt of order of his appointment as Inquiring Authority.

(b) Where it is not possible to adhere to the time limit specified in clause (a), the Inquiring Authority may record the reasons and seek extension of time from the disciplinary authority in writing, who may allow an additional time not exceeding six months for completion of the inquiry, at a time.

(c) The extension for a period not exceeding six months at a time may be allowed for any good and sufficient reasons to be recorded in writing by the Disciplinary Authority or any other Authority authorised by the Disciplinary Authority on his behalf.”;

II. in rule 16, --

(i) in sub-rule (1), in clause (b), for the words, brackets and figure “sub-rules (3) to (23) of rule 14”, the words, brackets and figure “sub-rules (3) to (24) of rule 14” shall be substituted;

(ii) in sub-rule (1-A), for the words, brackets and figure “sub-rules (3) to (23) of rule 14”, the words, brackets and figure “sub-rules (3) to (24) of rule 14” shall be substituted;

- III. in rule 19, in the second proviso, after the words "against the advice of the Commission", the words "within the time limit specified in clause (b) of sub-rule (3) of rule 15," shall be inserted;
- IV. in rule 27, in sub-rule (2), in the proviso, in clause (i) after the words "against the advice of the Commission", the words "within the time limit specified in clause (b) of sub-rule (3) of rule 15," shall be inserted;
- V. in rule 29, in sub-rule (1), in the first proviso, after the words "against the advice of the Commission", the words "within the time limit specified in clause (b) of sub-rule (3) of rule 15," shall be inserted.
- VI. in rule 29-A, in the proviso, after the words "against the advice of the Commission", the words "within the time limit specified in clause (b) of sub-rule (3) of rule 15," shall be inserted

[F. No. 11012/9/2016-Estt.A-I(I)]

GYANENDRA DEV TRIPATHI, Jt. Secy.

Note : The principal rules were published in the Gazette of India *vide* notification number 7/2/63, Estt.(A), dated the 20th November, 1965 and subsequently amended *vide* notification numbers :—

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| 1. S.O. 1149, dated the 13th April, 1966; | 34. S.O. 264, dated the 24th January, 1981; |
| 2. S.O. 1596, dated the 4th June, 1966; | 35. S.O. 2126, dated the 8th August, 1981; |
| 3. S.O. 2007, dated the 9th July, 1966; | 36. S.O. 2203, dated the 22nd August, 1981; |
| 4. S.O. 2648, dated the 3rd September, 1966; | 37. S.O. 2512, dated the 3rd October, 1981; |
| 5. S.O. 2854, dated the 1st October, 1966; | 38. S.O. 168, dated the 23rd January, 1982; |
| 6. S.O. 1282, dated the 15th April, 1967; | 39. S.O. 1535, dated the 12th May, 1984; |
| 7. S.O. 1457, dated the 29th April, 1967; | 40. Notification No.11012/15/84-Estt.(A), dated the 5th July, 1985; |
| 8. S.O. 3253, dated the 16th September, 1967; | 41. Notification No.11012/05/85-Estt.(A), dated the 29th July, 1985; |
| 9. S.O. 3530, dated the 7th October, 1967; | 42. Notification No.11012/06/85-Estt.(A), dated the 6th August, 1985; |
| 10. S.O. 4151, dated the 25th November, 1967; | 43. S.O. 5637, dated the 21st December, 1985; |
| 11. S.O. 821, dated the 9th March, 1968; | 44. S.O. 5743, dated the 28th December, 1985; |
| 12. S.O. 1441, dated the 27th April, 1968; | 45. S.O. 4089, dated the 13th December, 1986; |
| 13. S.O. 1870, dated the 1st June, 1968; | 46. Notification No.11012/24/85-Estt.(A), dated the 26th November, 1986; |
| 14. S.O. 3423, dated the 28th September, 1968; | 47. S.O. 830, dated the 28th March, 1987; |
| 15. S.O. 5008, dated the 27th December, 1969; | 48. S.O. 831, dated the 28th March, 1987; |
| 16. S.O. 397, dated the 7th February, 1970; | 49. S.O. 1591, dated the 27th June, 1987; |
| 17. S.O. 3521, dated the 25th September, 1971; | 50. S.O. 1825, dated the 18th July, 1987; |
| 18. S.O. 249, dated the 1st January, 1972; | 51. S.O. 3060, dated the 15th October, 1988; |
| 19. S.O. 990, dated the 22nd April, 1972; | 52. S.O. 3061, dated the 15th October, 1988; |
| 20. S.O. 1600, dated the 1st July, 1972; | 53. S.O. 2207, dated the 16th September, 1989; |
| 21. S.O. 2789, dated the 14th October, 1972; | 54. S.O. 1084, dated the 28th April, 1990; |
| 22. S.O. 929, dated the 31st March, 1973; | 55. S.O. 2208, dated the 25th August, 1990; |
| 23. S.O. 1648, dated the 6th July, 1974; | 56. S.O. 1481, dated the 13th June, 1992; |
| 24. S.O. 2742, dated the 31st July, 1976; | 57. G.S.R. 289, dated the 20th June, 1992; |
| 25. S.O. 4664, dated the 11th December, 1976; | 58. G.S.R. 589, dated the 26th December, 1992; |
| 26. S.O. 3062, dated the 8th October, 1977; | 59. G.S.R. 499, dated the 8th October, 1994; |
| 27. S.O. 3573, dated the 26th November, 1977; | 60. G.S.R. 276, dated the 10th June, 1995; |
| 28. S.O. 3574, dated the 26th November, 1977; | 61. G.S.R. 17, dated the 20th January, 1996; |
| 29. S.O. 3671, dated the 3rd December, 1977; | 62. G.S.R. 125, dated the 16th March, 1996; |
| 30. S.O. 2464, dated the 2nd September, 1978; | 63. G.S.R. 417, dated the 5th October, 1996; |
| 31. S.O. 2465, dated the 2nd September, 1978; | |
| 32. S.O. 920, dated the 17th February, 1979; | |
| 33. S.O. 1769, dated the 5th July, 1980; | |

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| 64. G.S.R. 337, dated the 2nd September, 2000; | 74. G.S.R. 49, dated the 29th March, 2008; |
| 65. G.S.R. 420, dated the 28th October, 2000; | 75. G.S.R. 12, dated the 7th February, 2009; |
| 66. G.S.R. 211, dated the 14th April, 2001; | 76. S.O. 946, dated the 9th April, 2009; |
| 67. G.S.R. 60, dated the 13th February, 2002; | 77. S.O. 1762(E), dated the 16th July, 2009; |
| 68. G.S.R. 2, dated the 3rd January, 2004; | 78. G. S.R. 55(E), dated the 2nd February, 2010; |
| 69. G.S.R.:249(E) dated 2nd April, 2004 | 79. G.S.R. 877 (E), dated the 5th December, 2011; |
| 70. G.S.R. 113, dated the 10th April, 2004, | 80. S.O. 2079(E), dated the 20th August, 2014; |
| 71. G.S.R. 225, dated the 10th July, 2004. | 81. G.S.R. 769(E), dated the 31 st October, 2014 and |
| 72. G.S.R. 287, dated the 28th August, 2004; | 82. G. S. R. 822(E), dated the 19 th November, 2014. |
| 73. G.S.R. 1, dated the 20th December, 2004; | |