

F.No. CBEC-10C13(12)/1/2016-Ad.II B
Government of India
Ministry of Finance
Department of Revenue
Central Board of Excise & Customs

North Block
New Delhi, the 29th September, 2016

To

All Principal Chief Commissioners/Chief Commissioners/Directors General,
Customs and Central Excise/Directorate under Central Board of Excise and
Customs.

Subject: Criticism of the Government and its Policies.

Sir/Madam,

Recognition of Service Associations/Federations is governed by the Central Civil Services (Recognition of Service Associations) Rules, 1993 [CCS(RSA) Rules, 1993] vide OM No. 2/10/80-JCA dated 9th November, 1993 and instructions issued by the Government from time to time. The primary objective of the service associations is to promote common service interest of its members.

2. As per CCS(RSA) Rules, 1993, the service associations shall not do any act or assist in the doing of any act which, if done by a Government servant, would contravene any of the provisions of the Central Civil Services (Conduct) Rules, 1964.

3. Rule 9 of CCS (Conduct) Rules, 1964 reads as follows:

“9. Criticism of Government

No Government servant shall, in any radio broadcast, telecast through any electronic media or in any document published in his own name or anonymously, pseudonymously or in the name of any other person or in any communication to the press or in any public utterance, make any statement of fact or opinion –

- (i) which has the effect of an adverse criticism of any current or recent policy or action of the Central Government or a State Government:

Provided that in the case of any Government servant included in any category of Government servants specified in the second proviso to sub-rule (3) of rule 1, nothing contained in this clause shall apply to bona-fide expression of views by him as an office-bearer of a trade union or association of Government servants for the purpose of safeguarding the conditions of service of such Government servants or for securing an improvement thereof; or

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- (ii) which is capable of embarrassing the relations between the Central Government and the Government of any State; or
- (iii) which is capable of embarrassing the relations between the Central Government and the Government of any foreign State;


Provided that nothing in this rule shall apply to any statements made or views expressed by a Government servant in his official capacity or in the due performance of the duties assigned to him."

4. Of late, it has been noticed that some Associations/Federations have commented adversely on the Government and its policies. It may be brought to the notice of all Associations/Federations that if anyone indulges in criticism of the Government and its policies, appropriate action (including disciplinary action) shall be taken under Rule 9 of the Central Civil Services (Conduct) Rules, 1964.

5. Further, recognized service associations/federations are entitled for certain benefits such as correspondence and meetings with the head of the administrative departments; provision of accommodation for the association subject to availability; facility of special casual leave up to 20 days in a year to the office bearers of the associations; payment of T.A/D.A for attending officially sponsored meetings etc. In the case of service associations/federations who are not recognized or whose recognition has expired, office bearers of such associations/ federations shall not be entitled for these benefits. A list of the associations/federations recognized as on date is annexed to this letter. Therefore, all the field formations are directed to ensure that the benefits as stipulated in the rules are extended to the office bearers of only such associations/federations which are recognized.

Yours faithfully,

Encl. As above:



(A. K. Qasim)
Director

Copy to: Web Manager, Directorate General of Systems and Data Management for uploading the letter on the CBEC website.

LIST OF RECOGNISED ASSOCIATIONS/FERATIONS UNDER CBEC

S.No	Name of the Association	Name of the President/ Secretary (S/Shri)	Category of staff represented	Remarks
1.	All India Narcotics Department Ministerial Association	R.G. Sen, President	Narcotics Ministerial Staff	Recognition valid upto 16.06.2018
2.	All India Customs and Central Excise Group 'C' Officers Federation	S.K. Jamal, Secretary General	Group 'D' staff of Excise and Customs (except Customs Houses	Recognition valid upto 16.06.2018
3.	All India Customs Ministerial Employees Federation	Saugata Chakraborty, Secretary General	Customs Ministerial staff (1)	Recognition valid upto 16.06.2018
4.	All India Customs Ministerial Officers Association	Kasushnik Sen, Secretary General	Customs Ministerial staff (2)	Recognition valid upto 16.06.2018
5.	All India Central Excise Inspectors Association	Ajit Kumar KG Secretary	Inspector (Central Excise)	Recognition valid upto 01.01.2017
6.	Central Revenue Chemical Service Association	Sahadev Kumar, Secretary General	CRCL Technical Officers	Recognition valid upto 27.05.2016
7.	All India Association of Customs and Central Excise Stenographers	K. Ravi Kumar Secretary General	Stenographers	Recognition valid upto 13.07.2016
8.	All India Federation of Customs and Central Excise Telecommunication Staff	Sanjay Kumar Roy, General Secretary	Group 'C' Telecommunication staff	Recognition valid upto 01.02.2016
9.	All India Central Excise and Service Tax Ministerial Officer's association	J. Sudarshan, Secretary General,	Central Excise and ST Ministerial staff	Recognition valid upto 04.03.2017
10.	All India Customs Group 'C' Officers Federation	B.D. Surje, General Secretary	Group 'D' staff of Customs Houses	Recognition valid upto 16.06.2018

S.No	Name of the Association	Name of the President/ Secretary (S/Shri)	General Secretary	Category of staff represented	Remarks
11.	All India Narcotics Group 'C' Employees Association	Prahalad, General	Secretary	Narcotics Group 'D' Staff	Recognition lapsed on 28.12.2010. Proposal for renewal awaited
12.	All India Narcotics Executive Officers Association	D. Bhattacharya, President	Secretary	Narcotics Executive Officers	Recognition lapsed on 30.03.2011. Proposal for renewal awaited
13.	All India Federation of Superintendent of Customs	Rakesh Gaur, General	Secretary	Supdt. of Customs	Recognition lapsed on 15.06.2013. Proposal for renewal awaited
14.	All India Association of Central Excise Gazetted Executive Officers	Ravi Malik, General	Secretary	Superintendent of Central Excise	Recognition lapsed on 20.01.2015. Proposal for renewal awaited
15.	All India Customs Preventive Officers' Service Federation	I.B. Misra, General	Secretary	Inspectors and Supdt. (Preventive)	Recognition lapsed on 14.07.2013. Proposal for renewal awaited