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कर्मचारी भविष्य निधि संगठन
(श्रम एवं रोजगार मंत्रालय भारत सरकार)
Employees' Provident Fund Organisation
(Ministry of Labour & Employment, Govt. Of India)

मुख्य कार्यालय / Head Office
भविष्य निधि भवन, 14-भीकाजी कामा प्लेस, नई दिल्ली-110066
Bhavishya Nidhi Bhawan, 14- Bhikaji Cama Place, New Delhi - 110066

No.Conf.1 (1) 193rd CBT/2010/

880

Dated: 02.06.2011

To,

All Members,
Central Board of Trustees, EPF

Sub: Final Minutes of 193rd Meeting of the CBT (EPF) held on 30.03.2011.

Sir,

I am directed to forward herewith the final minutes of the 193rd Meeting of the Central Board of Trustees, (EPF) held on 30th March, 2011 as confirmed by the Chairman, CBT (EPF). It may be pertinent to inform here that the comments on the draft minutes were called for vide letter dated 25.04.2011. Comments received by this Office during the stipulated time of 15 days were examined for incorporation and thereafter, minutes were sent to Chairman, CBT (EPF) for confirmation. The approved minutes will now be placed in the subsequent meeting of CBT (EPF) for information of the members.

2. The receipt of final minutes may kindly be acknowledged.

Yours faithfully,

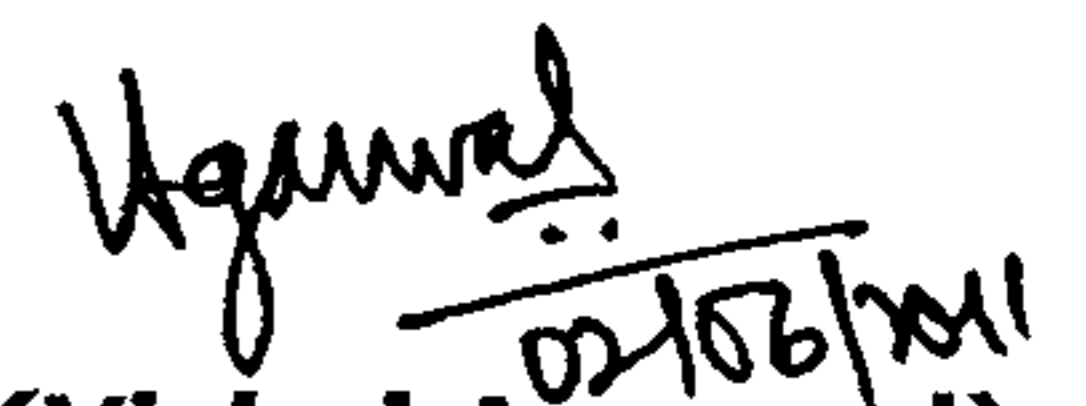
Encl: As above.


(Sanjay Bisht)

Regional P.F. Commissioner (Conf.)

Copy forwarded to:

1. PS to Hon'ble Union Minister for Labour & Employment & Chairman, CBT (EPF), New Delhi.
2. PS to Secretary (L&E) & Vice-Chairman, CBT, Ministry of Labour & Employment, New Delhi.
3. PS to Central Provident Fund Commissioner.
4. PS to Additional Secretary, Ministry of Labour & Employment, New Delhi.
5. PS to Additional Secretary & Financial Advisor, Ministry of Labour & Employment, New Delhi.
6. PS to Joint Secretary (Insurance & Pension), Ministry of Finance, Parliament Street, New Delhi.
7. Director (Social Security) & Director (Finance), Ministry of Labour & Employment, New Delhi.
8. Under Secretary (SS.I/ SS.II & Finance-II), Ministry of Labour & Employment, New Delhi.
9. Internal Circulation:- CVO, FA & CAO, All Addl. CPFCs in Head Office, Chief Engineer, All RPFCs-I / Director (Recovery) / Director (Audit) & All RPFCs-II/Dy. Director(s) / All APFCs in Head Office.
10. All Addl. CPFCs in-charge of the Political States/Director (NATRSS).
11. All RPFCs in-charge of the Regions / ZTIs.
12. All Officers-in-charge of SROs / Sub-ZTI.
13. DD (OL) for providing Hindi translation of the minutes.
14. Guard File.


(Vishal Agarwal)

Assistant P. F. Commissioner (Conf.)

EMPLOYEES' PROVIDENT FUND ORGANISATION
FINAL MINUTES & PROCEEDINGS OF THE
193rd MEETING OF CENTRAL BOARD OF TRUSTEES (EPF)

Meeting: Central Board of Trustees, Employees' Provident Fund
Date: **30.03.2011 (Wednesday)**
Venue : Employees' Provident Fund Organisation,
Conference Hall, 3rd Floor,
Bhavishya Nidhi Bhawan,
Bhikaiji Cama Place, New Delhi-110 066.

The 193rd Meeting of the Central Board of Trustees, Employees' Provident Fund was held under the Chairmanship of **Shri Mallikarjun Kharge**, Hon'ble Minister for Labour and Employment and Chairman, Central Board of Trustees (Employees' Provident Fund).

The following members of the Board were present at the Meeting:

Shri Prabhat Chandra Chaturvedi, Secretary to Government of India, Ministry of Labour & Employment Government of India, New Delhi. Shri Ravi Mathur, Addl. Secy. to the Government of India, Ministry of Labour & Employment Government of India, New Delhi.	Central Government Representatives.
Shri S. Chatterjee, Central Provident Fund Commissioner	Member Secretary.
Dr. Kavita Gupta, Principal Secretary, Labour & Employment Govt. of Maharashtra.	

Dr. T. Prabhakara Rao,
Principal Secretary, Labour & Employment
Govt. of Tamil Nadu

Shri Ramesh Zalki,
Principal Secretary, Labour & Employment
Govt. of Karnataka

Shri M. E. Ahmed,
Joint Labour Commissioner,
Bihar.
(Representing Principal Labour Secretary,
Govt. of Bihar)

Dr. Anuradha Lamba,
Deputy Labour Commissioner,
Haryana.
(Representing Principal Labour Secretary,
Govt. of Haryana).

Shri H. R. Shah,
Deputy Labour Commissioner,
Gujarat.
(Representing Principal Labour Secretary,
Govt. of Gujarat).

Shri H. S. Sisodia,
Assistant Labour Commissioner,
Rajasthan.
(Representing Principal Labour Secretary,
Govt. of Rajasthan)

Dr. R. M. Agarwal,
Chief Medical Officer, ESI Scheme,
Ghaziabad, Uttar Pradesh.
(Representing Principal Labour Secretary,
Govt. of Uttar Pradesh)

Shri Tejinder Singh,
Superintendent,
Punjab.
(Representing Principal Labour Secretary,
Govt. of Punjab)

**State Government
Representatives.**

Dr. Ram Tarneja Shri Sharad S. Patil Shri Ravi Wig Shri Babu Lal Todi Shri Santosh Saraf Shri B. P. Pant Dr. U.D. Choubey Shri Dipak Sarkar	Employers' Representatives.
Shri Girish Awasthi Shri A.D. Nagpal Shri M. Jagadiswara Rao Shri Ashok Singh Shri D. L. Sachdev Shri Sankar Saha Shri Dipankar Mukherjee	Employees' Representatives.

The following members could not attend the meeting due to pre-occupation and were granted leave of absence:

Principal Secretary (Labour), Govt. of Andhra Pradesh.	State Government Representative.
Shri J.P. Chowdhary Shri P. Rajendran	Employers' Representatives.
Dr. Sanjeeva Reddy	Employees' Representative

The following members were absent from the meeting:-

Principal Labour Secretary, Govt. of West Bengal. Principal Labour Secretary, Govt. of Madhya Pradesh. Principal Labour Secretary,	State Government Representatives.
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Govt. of Assam. Principal Labour Secretary, Govt. of NCT Delhi. Principal Labour Secretary, Govt. of Assam.	
Shri Nirmal Ghosh Shri B.N. Rai	Employees' Representatives

The list of the officers of the Ministry of Labour & Employment and the officers of EPFO who attended the meeting is given at **Annexure –“A”**.

The Central Provident Fund Commissioner after welcoming Hon'ble Minister for Labour & Employment, Secretary Labour & Employment, all other Members of the CBT and Government representatives to the 193rd meeting of the CBT, EPF, invited the Chairman, CBT to address the house.

The Chairman welcomed the Secretary Labour & Employment, the Central Provident Fund Commissioner and Members of the Board to the tenth meeting of the CBT after its reconstitution. He welcomed Shri Dipak Sarkar, as new employers' representative in the Board representing the Federation of Associations of Small Scale Industries (FASSI) in place of Shri S.S. Rathi from the same association. In his address after drawing attention to the agenda items before the Board, he shared with the members that the 9.5% rate of interest for the year 2010-2011 to be credited to the EPF Members accounts on consideration of an agenda item placed before the Board has since been notified. He complemented and thanked the members for their support on the achievement. He also informed the Board that the Organisation as on date has computerized 119 offices of the total 120, including all the big offices. He congratulated the Central Provident Fund Commissioner for achieving this milestone and the Board appreciated the achievement with a voice vote.

He concluded his address with an expectation that the Organisation would further improve upon its service delivery to the EPF Members.

The CPFC introduced the agenda items and based on the deliberations, the decisions of the Board on each agenda item in the list of agenda are as follows. The detailed observations made by the Members are contained in the proceedings at Annexure-"B".

Item No. 1: Confirmation of the minutes of 192nd CBT meeting held on 15.02.2011 and Action Taken Statement in respect of decisions taken in 191st & 192nd CBT Meeting.

S. No.	Decisions/Directions of CBT	Action Taken
1.	<p>Report of the Working Group on comprehensive amendment to the Employees' Provident Funds & Miscellaneous Provisions Act, 1952.</p> <p><i>Item 9 of 191st CBT held on 09.12.2010.</i></p> <p>The agenda item was deferred by the Board for the next meeting.</p> <p><i>Item 11 of 192nd CBT held on 15.02.2011.</i></p> <p>The Chairman decided to allow the members to examine the recommendations of the Working Group, give their suggestions and discuss the same in the next meeting of the CBT.</p>	<p>The item was placed in the 192nd CBT as Item 11 for consideration. The Chairman decided to allow the members to examine the recommendations and discuss the same with their suggestions in the next meeting of the CBT. An agenda item has been placed in the 193rd CBT meeting being held on 30.03.2011 (Item No. 8). The agenda item has been deferred to the next meeting.</p>
2.	<p>Status of Grant of Exemption u/s 17 of the EPF & MP Act – 1952.</p> <p><i>Item 9 of 192nd CBT held on 15.02.2011.</i></p> <p>(i) The details provided to the Board on the present position of the proposals for grant of exemption in a</p>	

	<p>transparent manner, which were due for consideration and those which are at various stages of the consideration before the appropriate Govt. was noted by the Board.</p> <p>(ii) It was also decided that the proposals for cancellation of exemption received shall be reviewed and a status report shall be placed before the next meeting of the CBT.</p>	<p>(No action is required)</p> <p>A status of proposal for cancellation of exemption shall be placed in the next meeting of the CBT.</p>
3.	<p>Provision for submission of e-returns under all the Schemes.</p> <p><i>Item 13 of 192nd CBT held on 15.02.2011.</i></p> <p>The proposal contained in the Para 8 of the Agenda to carryout amendments to incorporate enabling provisions for submission of mandatory returns in soft form also, in the provisions of the EPF Scheme, EPS 1995 and EDLI Scheme, 1976 was approved by the Board.</p>	<p>The matter has been referred to the Government vide U.O. Note dated 16.03.2011 for taking further necessary action for notification to amend Para 36 of EPF Scheme – 1952, Para 20 of EPS – 1995 and Para 10 of EDLI Scheme - 1976.</p>
4.	<p>Issues to be taken up with State Governments – Notification of Inspectors under Section 13 of the EPF & MP Act - 1952.</p> <p><i>Item 24 of 192nd CBT held on 15.02.2011.</i></p> <p>The agenda item was noted by the Board. CPFC to take up the matter with State governments.</p>	<p>Action has been initiated by taking up the matter with the concerned State Government through Addl. CPFCs in the Zones.</p>
5.	<p>Any other item with permission of the Chairman- Observations of Members and general discussions.</p> <p><i>Item 26 of 192nd CBT held on 15.02.2011.</i></p> <p>Shri Dipak Sarkar observed that there was an urgent need to have more</p>	<p>The issues raised by the Member are under consideration of Headquarters.</p>

<p>EPF Appellate Tribunals in other parts of the country as the micro and small enterprises were finding it difficult to approach the Tribunal at Delhi. He desired that Tribunal should be at Delhi for North, at Chennai for South, at Kolkata for East and at Mumbai for West zone. This measure would go a long way to mitigate the hardship faced by the small enterprises. He further suggested that the units which are closed owing to financial loss, labour unrest, natural calamities, etc., the damages and interest in respect of these units should be waived.</p> <p>Shri M. Jagadiswara Rao observed there were reserves in the EDLI Fund and the Board has recommended enhancement of the benefits under the EDLI Scheme, 1976. He desired that a medical insurance scheme could be launched for the EPF Pensioners on the pattern of ESIC for which annual contributions may be diverted from the EDLI Fund.</p> <p>It was decided that the observations of the members would be examined and suitable replies would be given.</p>	<p>Hon'ble Member would be informed separately.</p> <p>The matter raised by the Member is under consideration of Headquarters. Hon'ble Member would be informed separately.</p>
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Decision: The Board confirmed the draft minutes of the 192nd meeting of the CBT held on 15.02.2011 with the observations made by the Members. The action taken statement on decisions contained in the minutes of the 191st CBT held on 09.12.2010 and 192nd meeting of the CBT held on 15.02.2011 was also noted by the Board.

Item No. 2: Updated status of Action Taken Statement in respect of decisions taken by the CBT in the last three years starting from 181st CBT held on 24.01.2008 to 190th CBT held on 15.09.2010.

Decision: The updated action taken statement on the decisions of the CBT meetings from 181st meeting to 190th meeting was noted by the Board. The EPFO will take appropriate action to fulfill the commitments of Chairman and CPFC as reflected in the proceedings.

Item No. 3: Extension of Tenure of existing Fund Managers for EPFO ending on 31.03.2011 by another three months from 01.04.2011 to 30.06.2011.

Decision: The agenda items was deliberated upon and it was decided that tenure of the present fund managers would not be extended after 31.03.2011. The SBI would be entrusted to manage the investment portfolio w.e.f. 01.04.2011 and the EPFO would finalise the selection of new fund managers within a period of three months and before 30th June 2011.

Item No. 4: Extension of tenure of existing external concurrent Auditor of Portfolio Managers by another 3 months from 01.04.2011 to 30.06.2011.

Decision: The agenda item was not taken up by the Board in view of the decision on Item 3 above, as it was not relevant and was treated as withdrawn.

Item No. 5: Payment of PF accumulations after closure of establishment, in absence of Form 3A and 6A.

Decision: The agenda item was deliberated upon and it was decided that a legal advice on the proposed suggestions made in the agenda would be

obtained before implementation. A sub-Committee would be formed by the CPFC at the Regional level in consultation with local representatives of the Regional Committee to examine the implementation of the suggestions.

Item No. 6: Reconstitution of Executive Committee – Election of the representatives of employers’ and employees’ to the Executive Committee of the Central Board of Trustees.

Decision: After deliberations, nomination of three representatives each, were made by the employers’ and employees’ representatives present for appointment to the Executive Committee, CBT as under which were accepted by the Chairman, CBT:-

Employers’ Representatives :

1. Dr. U.D. Choubey
2. Shri Santosh Saraf
3. Shri Ravi Wig

Employees’ Representatives:

1. Dr. G. Sanjeeva Reddy
2. Shri Girish Awasthi
3. Shri D.L. Sachdev

Item No. 7: Grant of exemption under section 17 of the EPF & MP Act, 1952 by Appropriate Government.

Decision: The proposal contained in para 5 of the agenda item was approved by the Board.

Item No. 8: Report of the Working Group on comprehensive amendment to the Employees’ Provident Funds & Miscellaneous Provisions Act, 1952.

Decision: The agenda item was deferred for the next meeting to allow the members to examine the recommendations of the Working Group and give their suggestions to the Chairman, CBT.

Item No. 9: Substitution of words " Interest Suspense Account" by words "Interest Account".

Decision: The proposal contained in para 5 of the agenda item was approved by the Board.

Item No. 10: Any other item with permission of the Chairman- Observations of Members and general discussions.

Decision: It was decided that the observations of the members not clarified during the deliberations, would be given suitable replies by the CPFC and the replies would also be circulated among the members.

Minutes Confirmed.


(Mallikarjun Kharge)

**Minister of Labour & Employment &
Chairman, Central Board of Trustees, EPF.**

Annexure – 'A'

List of the officers of the Ministry of Labour & Employment and Employees' Provident Fund Organisation, who were present in the 193rd Meeting of the Central Board of Trustees (EPF) held on 30.03.2011.

1. Shri S.K. Verma, Director, Ministry of Labour & Employment.
2. Shri Rajiv Kumar, Chief Vigilance Officer.
3. Shri Rajesh Bansal, FA & CAO.
4. Shri B.K. Panda, Addl. CPFC (IS).
5. Shri K. C. Pandey, Addl. CPFC (Compliance)/(Conference).
6. Shri S.R. Joshi, Addl. CPFC (HR).
7. Shri R. Subhash, Director (NATRSS).
8. Col. P.K. Chaturvedi, Chief Engineer.
9. Shri Jagmohan, RPFC-I(CSD).
10. Shri Sharad Singh, RPFC-I(Vigilance).
11. Dr. A. K. Dubey, Director (Recovery).
12. Shri R. K. Kukreja, RPFC-I(HRM).
13. Shri P.K. Udgata, RPFC-I(F&A).
14. Shri P.K. Aggarwal, RPFC-I (Compliance).
15. Shri K.L. Goyal, RPFC-I (IMC).
16. Smt. Uditia Chowdhary, RPFC-I(Pension).
17. Smt. Anita Dixit, RPFC-I(Coordination).
18. Shri V. Shyam Sunder, Director (Audit)
19. Shri Kumar Rohit, RPFC-I (ASD).
20. Shri Uttam Prakash, RPFC-II (Project)
21. Shri Manoranjan Kumar, RPFC-II (Investment).
22. Shri Rajeev Bisht, RPFC-II (IMC).
23. Shri Sanjay Kesari, RPFC-II (NDC)
24. Shri Sanjay Bisht, RPFC-II (Conference).
25. Shri Vishal Agarwal, APFC (Conf.).
26. Shri Vishwanath Sharma, APFC (ASD).

EMPLOYEES' PROVIDENT FUND ORGANISATION
PROCEEDINGS OF THE
193rd MEETING OF CENTRAL BOARD OF TRUSTEES (EPF)

Meeting: Central Board of Trustees, Employees' Provident Fund

Date: **30.03.2011 (Wednesday)**

Venue : Employees' Provident Fund Organisation,
Conference Hall, 3rd Floor,
Bhavishya Nidhi Bhawan,
Bhikaiji Cama Place, New Delhi-110 066.

The 193rd Meeting of the Central Board of Trustees, Employees' Provident Fund was held under the Chairmanship of **Shri Mallikarjun Kharge**, Hon'ble Minister for Labour and Employment and Chairman, Central Board of Trustees (Employees' Provident Fund).

2. The Central Provident Fund Commissioner after welcoming Hon'ble Minister for Labour & Employment, *Secretary Labour & Employment*, all other Members of the CBT and Government representatives to the 193rd meeting of the CBT, EPF, invited the Chairman, CBT to address the house.

3. The Chairman welcomed the Secretary Labour & Employment, the Central Provident Fund Commissioner and Members of the Board to the tenth meeting of the CBT after its reconstitution. He first welcomed Shri Dipak Sarkar, as employers' representative representing the *Federation of Associations of Small Scale Industries (FASSI)* in place of Shri S.S. Rathi from the same association. He also appreciated the services of Shri S.S. Rathi as the outgoing employers' representative.

4. He observed that it was the fifth meeting of the Board in the current financial year and all should appreciate the progress made. It was a good sign that the Organisation was moving ahead at a steady pace and the Board was also taking quick decisions on agenda items placed before the Board.
5. He then recalled that the Board in its 190th meeting held on 15.09.2010 had recommended 9.5% as the rate of interest for the year 2010-2011 to be credited to the EPF Members accounts on consideration of an agenda item placed before the Board. After persistent persuasion with the Ministry of Finance, it had agreed to the recommendations. He noted that the rate of interest has since been notified and he thanked all the members of the Board and commended their support on the achievement.
6. He then informed the Board that the Organisation as on date has computerized 119 offices of the total 120, including all the big offices. He congratulated the Central Provident Fund Commissioner for achieving this milestone and the Board appreciated the achievement with a voice vote.
7. He then briefly drew attention of the Board to the important agenda items placed before the 193rd meeting for consideration and decision. He concluded his address with an expectation that the Organisation would further improve upon its service delivery to the EPF Members. The Hon'ble Chairman then invited the CPFC to introduce the agenda and start the proceedings.
8. Before the main agenda was taken up, Shri Ashok Singh, on behalf of the members, complemented the efforts of Hon'ble Chairman CBT for obtaining the approval of the Ministry of Finance to the proposal for granting 9.5% interest as the rate of interest for the year 2010-2011. He also complemented Chairman on the achievement of the EPFO to computerize 119 offices. The Chairman acknowledged the complements and reiterated that it was possible because of the collective support of the members.

Item No. 1: Confirmation of the minutes of 192nd CBT meeting held on 15.02.2011 and Action Taken Statement in respect of decisions taken in 191st & 192nd CBT Meeting.

The CPFC introduced the agenda which was forwarded in Book II of the Agenda and informed that the draft minutes of the 192nd meeting of the CBT were also circulated. Meanwhile the comments were received from only two members of the Board. Most of the points made in the comments were already included in the draft minutes and the additional points which were sent in the comments have been replied to the CBT members and copies have been handed over to them today. The minutes have also been received back from the Chairman, CBT and thus the minutes may be treated as final and confirmed.

2. Shri Ravi Wig with the permission of the Chair raised two issues relating to coverage of construction workers under the EPF Act & Scheme and issuance of permanent account No. to the construction workers. He noted that it has been estimated that nearly 4 crore workers are eligible to be covered out of the total work force in the construction sector. There was a huge potential not only in terms of adding new members but also in terms of increase in revenue of the organisation. He highlighted that when a matter relating to coverage of contract workers was challenged before Hon'ble High Court an affidavit was given that the Govt. will pay due attention to the extension of social security to construction workers and a separate scheme shall be framed for peripatetic work force. He also noted that the coverage of construction workers was not a difficult task for the reason that the Govt. has already covered nearly 2.6 crore beneficiaries under the RSBY Scheme and Medical Insurance Cards have been issued. He desired that the matter needs attention of the Chairman and some measure should be taken up for issuing permanent account No. to workers in the construction sector.

3. Shri Ashok Singh and Shri D.L. Sachdev supported the views of Shri Ravi Wig for raising the issue of workers and fully endorsed the views that the cause of construction workers for extension of social security should be taken up. He desired that it would be appreciable if the coverage is made applicable in the next financial year.

4. Dr. Ram Tarneja observed that this issue has been discussed in several meetings and there should be a deadline that it would be done within six months.
5. The CPFC clarified that under the present dispensation; the EPF Scheme envisages an employee and employer relationship. Each employee gets a PF code No. through an employer. There is no direct relationship with the employees. Nevertheless, the matter of Permanent account No. to EPF members is being explored and the EPFO had a meeting with UIADI representatives recently. In the preliminary discussion it has been understood that the UID No. will supplement the employee PF Code No. and PF Code No. cannot be replaced by UID No. The matter was under further examination but no firm commitment can be given at this stage. He further mentioned that there was already an existing sub-Committee for extension of social security benefits to construction workers and which takes up issues in its meetings.
6. The Chairman observed that the issue is important and as such requires detailed examination of all aspects. He desired that a sub-Committee can be constituted to examine the implementation aspect of giving an UID No. to the construction workers, compatible with EPFO's code no.
7. Secretary, L&E observed that since there was a Sub-Committee constituted by the EPFO, Technical persons could be associated in the Committee to examine the issuance of UID no. in the context of workers in the construction sector.
8. Shri Babu Lal Todi and Shri M Jagadiswara Rao observed that they had sent their comments on the minutes of the CBT which have not been included.
9. The CPFC clarified that the comments which are raised by the members while the agenda item is discussed are included invariably. Including additional comments will make the minutes voluminous which is not desirable. However, the members will be intimated the response separately through letters.

10. Shri Girish Awasthi observed that although the replies are given to the individual members but other members are not aware of the reply. The CPFC assured that henceforth the replies given to individual members shall also be circulated to all the other members also for their information, alongwith a copy of letter from the member.

11. Shri M. Jagadiswara Rao invited attention to his comments on the EDLI Scheme and clarified that he had made a mention of making a separate medical benefit for the retired EPF members on the pattern of ESIC. In the minutes it has been written as medical Insurance. He desired that necessary corrections may be made.

12. Shri Sharad Patil suggested that the EDLI Scheme should be merged with the EPS 1995 and benefits under EPS 1995 could be enhanced. He further observed that there was a decision of the 183rd meeting of the CBT to constitute a Review Committee for Physical Facilities Division on which action has been shown as completed, whereas it was yet to be fulfilled. The CPFC observed that the member would be provided further details.

13. Shri Babu Lal Todi raised the matter of pending accounts for updation in various offices of the EPFO. He pointed out that in Maharashtra state alone there were nearly one crore accounts pending for updation which was a huge task having regard to the shortage of staff. He desired that the office requires additional manpower and a proper approach to update the accounts.

14. Regarding the matter of pending accounts, the Chairman observed that it was an important commitment for all of us. He observed that the Ministry of Finance had given clearance to our proposal with the condition that all the pending accounts will be updated within 6 months. He expected that the Organisation will address the issue and make all out efforts to update the pending accounts.

15. Secretary (L&E) observed that the Organisation should pursue the matter with utmost sincerity to fulfill the commitment given by Hon'ble Chairman. Regarding the

strategy to update the account and the shortage of staff the matter has to be decided by the CPFC at his level.

16. The CPFC informed that the matter has already been prioritized and a review meeting was held with senior officers in the field offices to take stock of the pending accounts and adopt an appropriate strategy. The Organisation has already taken up the daunting task. A target has been fixed to update the pending accounts within a period of three months, initially.

17. With the above deliberations the draft minutes of the 192nd CBT held on 15.2.2011 were confirmed by the Board and the action taken statement on the decisions contained in the minutes of the 191st CBT held on 09.12.2010 and 192nd meeting of the CBT held on 15.02.2011 was also noted by the Board.

Item No. 2: Updated status of Action Taken Statement in respect of decisions taken by the CBT in the last three years starting from 181st CBT held on 24.01.2008 to 190th CBT held on 15.09.2010.

The CPFC briefly introduced the agenda item and informed that a comprehensive action taken was placed before the 191st meeting of the CBT including the decision contained in the minutes of the last ten meetings of the CBT. A further updated action taken statement was now placed on the items on which action taken was not complete. He requested the members to take note of the updated action taken.

2. Shri A.D. Nagpal drew attention to page 84 of the minutes and pointed out that the CPFC had stated that the matter would be clarified and placed in the next meeting which has not been done. He also drew attention to the status of exemption cases given with the updated action taken statement (at page 16) and pointed out that there were certain old cases and it was not clear when they were sent to the appropriate Govt. and whether the exemption was granted by the appropriate Govt.

3. Shri Girish Awasthi drew attention to Sl. No. 4 relating to Worker's Bank of updated Action taken statement and while appreciating the constitution of an Expert Group suggested that one representative each from the employers' and employees' may be associated in the expert group constituted by the Govt. He complemented the Govt. to have notified the Municipal Corporations under the Schedule Head, but observed that the contract workers under the Gram Panchayats should also be brought under the purview of EPF & MP Act. He also highlighted an old issue relating to enhancement of wage ceiling from the present Rs.6,500 to 15,000 which has already been made applicable in the ESIC for the purpose of extending social security benefits. He noted that this issue was not dealt in the report of the Working Group on Comprehensive Amendments to the EPF & MP Act, 1952. He also raised the matter of 47 vacant posts of Accounts Officers not been filled up due to non-availability of eligible persons. This he had raised in the last meeting also with a suggestion to fill up the posts by granting one time relaxation in the eligibility conditions. He also stated that a decision was taken in 183rd meeting of the CBT to constitute a review Committee for the Physical Facilities Division, but the action taken does not give the correct position.

4. The CPFC clarified that the post of Accounts officer was a supervisory post and the incumbent have to possess the requisite experience. Therefore, grant of relaxation is not merited in all such cases. The Head office was exploring all possible measures to see that the vacancies were filled up so that the work does not suffer in any of the field offices. Regarding the updated action taken statement he clarified that only such points have been deleted on which action taken has been completed or where the action taken was related to CBT meetings after the 190th CBT and reflected in current ATR. Regarding the review of PFD, he clarified that the matter actually related to restructuring of PFD and a separate agenda item was placed before the 68th meeting of the Executive Committee and more posts were created at Group A and B level for which action taken was submitted before the Executive Committee. The matter has further progressed and action has been taken to fill up the posts which are earmarked for direct recruitment. In respect of posts which are filled by deputation, advertisement has been issued to invite applications. However, the Member would also be informed separately.

5. Regarding vacant posts, the Chairman observed that relaxation is required for only certain categories of posts. If the intention is to see that work in office does not suffer then office interest was paramount. All vacant posts have to be filled by following various methods including direct recruitment.

6. Shri Girish Awasthi further referred to Sl.No.21 and stated that the report of the Anomalies Committee was finalized long time back and on which no decision has been taken so far. He emphasized that it needed to be kept separate from the larger issue of restructuring of various posts in the Organization. He desired that the report of the Anomalies Committee may be dealt separately so that the pay anomalies are rectified on priority. He has also come across some cases where 2nd installment of the arrears arising out of the implementation of the recommendations of 6th Central Pay Commission were yet to be paid. He also made a mention that a report has been submitted by the Expert Group on the EPS 1995 and the Board has not been informed of the recommendations and the decisions.

7. Shri Ashok Singh also referred to Sl. No. 21 and endorsed the view of Shri Girish Awasthi. He further observed that revised pay structure applicable to the Central Govt. employees should be given as and when due to the officers and employees as the Board was empowered to decide the issue under the provisions of Section 5D (7). At Sl. No. 39 on multi banking arrangement, he observed that more banks other than the SBI should be engaged as collection agencies. Regarding Sl. No. 46 of the action taken statement, he observed that the wage ceiling need to be raised from the present Rs. 6500 to Rs.15,000 for the purpose of coverage as has been done in the ESIC. Regarding Sl. No. 61, he desired that the report of the Expert Committee on EPS, 1995 should be made available to the member's alongwith the recommendations before including in the agenda of the CBT.

8. Shri Babu Lal Todi invited attention to Sl. No. 57 of the Action taken statement on the notification dated 15th January 2011 on inoperative accounts and noted that it requires further clarification on the date of its implementation which was apparently not

clear from the notification. He noted that members were worried that no further interest would be allowed to them after 36 months.

9. Shri M. Jagadiswara Rao observed that there were certain action points which have been deleted whereas some action points have been on which action has been completed but repeated. The CPFC clarified that the points where action taken is completed they are not repeated and have to be deleted. Only such action points are carried forward where action is completed partially.

10. Shri Sankar Saha also observed that there was some confusion among the employees on the decision to disallow interest on their PF account after a period of 36 months, where closure or lockout has been declared and part payments have been made by the employers. He desired that some publicity should be made by the offices to remove these apprehensions.

11. The CPFC clarified that the agenda was placed before the 190th meeting of the CBT held on 15.09.2010 in an elaborate manner and all the issues were clarified to the members. The notification has been examined by Ministry of Law & Justice also. He again clarified that there is no ambiguity in such cases where the employees are not at fault and interest would be given when the contributions are received as arrears from such establishments. The field offices have also been advised to facilitate the settlement of claims or transfer of accounts that may be anticipated after Gazette Notification. Regarding the notification, he stated that the date of implementation of the notification has been clearly indicated at Para 2 of the Gazette Notification dated 15th January 2011.

12. With the above deliberations the updated action taken report on the decisions of the CBT meetings from 181st CBT to 190th CBT was noted by the Board. The EPFO will take appropriate action to fulfill the commitments of Chairman and CPFC as reflected above.

Item No. 3: Extension of Tenure of existing Fund Managers for EPFO ending on 31.03.2011 by another three months from 01.04.2011 to 30.06.2011.

The CPFC introduced the item and informed the Board that new Fund managers were appointed in September 2008 for a period of two years. Since the term was going to expire on September 2010, a further agenda item was placed before the Board for allowing the term to end on 31st March 2011, coinciding with the financial year. The process of selection of new Fund managers has been started and it would take some more time to complete the process. It was accordingly proposed for the Board to allow further extension of three months from 1.4.2011 to 30.06.2011 and during this period the selection procedure would be completed.

2. Shri Ashok Singh observed that no further extension may be granted to the Fund managers beyond 31st March 2011 as was decided in the earlier meeting of the Board. During the period as the new Fund managers may be finalized, the portfolio management may be entrusted to the SBI which is also the sole banker of EPFO.

3. Shri A.D. Nagpal and Shri Girish Awasthi supported the view of Shri Ashok Singh that no further extension may be given to the Fund managers.

4. Dr. Ram Tarneja observed that the Board can consider the proposal provided there is firm commitment that new Fund managers would be finalized before 30th June 2011.

5. Shri M. Jagadiswara Rao suggested that when the new fund managers are appointed more share should be given to public sector banks.

6. Shri Dipankar Mukherjee observed that since the employees' representatives were unanimous for not being in favour of the proposal and there should be no ambiguity in the decision of the Board and should be properly recorded.

7. Secretary (L&E) summed up that the Board was not in favour of extending the tenure of present Fund managers therefore it was decided that SBI will be entrusted to manage the investment portfolio w.e.f. 1st April 2011. The EPFO will finalize the new Fund managers within a period of three months and before 30th June 2011.

8. With the above deliberations the proposal contained in the agenda was modified, to reflect the final decision of the CBT.

Item No. 4: Extension of tenure of existing external concurrent Auditor of Portfolio Managers by another 3 months from 01.04.2011 to 30.06.2011.

The agenda item was not taken up by the Board in view of the decision on Item 3 above, as it was not relevant and it was treated as withdrawn.

Item No. 5: Payment of PF accumulations after closure of establishment, in absence of Form 3A/6A.

The CPFC introduced the item to the Board and explained that the agenda item was necessitated as a part of the Organization's strategy to update the pending accounts in a time bound manner. An exercise was done to classify the pending accounts in order to have a clarity on the approach to update accounts that were pending for non availability of Form 3A and 6A by the establishments. Such establishments were categorized into two groups - those establishments which had earlier submitted Form 3A and 6A, but discontinued submission of returns later and those establishments which had not at all submitted the Form 3A and 6A after coverage. The proposal in the agenda was a methodology to be adopted for crediting the amount of the individual accounts proportionately and updation of accounts in the case of such establishments. These steps would be taken with the approval of concerned Regional

