



EMPLOYEES' PROVIDENT FUND OFFICERS' ASSOCIATION
EMPLOYEES' PROVIDENT FUND ORGANISATION

Ministry of Labour and Employment, Government of India

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Date : 14-11-2014

To
The Hon'ble Minister,
Labour & Employment,
Government of India,
Shram Shakti Bhawan,
New Delhi.

Sub: Modifications to be made in Para 22A of the EPF
Scheme - reg.

Sir,

Please refer to the above subject. The EPF
Officers Association would like to place the following on
the above subject for your kind consideration.

In the EPFO, by virtue of the powers vested
under Sec. 5D(3) of the Employees' Provident Fund &
Miscellaneous Provisions Act, 1952 "the Central Board
may appoint [subject to the maximum scale of pay, as
may be specified in the Scheme, as many Additional
Central Provident Fund Commissioners, Deputy
Provident Fund Commissioners, Regional Provident
Fund Commissioners, Assistant Provident Fund
Commissioners and] such other officers and employees
as it may consider necessary for the efficient
administration of the Scheme [the [Pension] Scheme and
the Insurance Scheme]." and as per the Scheme
provisions under para 22A , "the power to appoint
vested in Central Board under sub-section (3) of section

5-D of the Act shall be exercised by the Board in relation to posts carrying a maximum scale of pay of Rs.[14,300 to 18,300].]" now Rs.37400 - 67000, Grade Pay 8700 under 6th Pay Commission.

As per the above provision of the Act, the Central Board was the appointing authority of all posts upto the post of Additional Central Provident Fund Commissioner from the post of Assistant Provident Fund Commissioner when the Central Provident Fund Commissioner was in the pay scale of Rs.37400 - 67000 with Grade Pay Rs.10000 [(pre-revised Rs.18400-22400) i.e. Joint Secretary Post which is one level above the appointment power of the CBT].

The Government of India vide letter No. A-12018/2/2008-SS-I dated 26.05.2009 upgraded the post of CPFC to the level of Secretary with the pay scale of Rs.80,000/- (fixed)(Pre-revised Rs.26000/- fixed) with effect from 1st January, 2009. Consequently, a modification for inserting maximum scale of pay which will be lower than one grade of CPFC under para 22 A of the EPF Scheme has not been made.

Though as per the Act, the Central Board has the power to appoint Addl. Central Provident Fund Commissioner, but recently two posts in the scale of Grade Pay 10000 and ten posts in the Grade Pay of Rs.8900 has been created and appointed through the Government of India and not by the Central Board which undermines the power of the Central Board which was vested by virtue of the Employees' Provident Fund & Miscellaneous Provisions Act, 1952.

As such, it is requested that necessary modifications be made in the para 22A of the Scheme by inserting maximum scale of pay [Rs.67000 - 79,000 with annual increment @ 3% (pre-revised Rs.22400-525-24500)] which will be lower than one grade of CPFC (which is the Secretary rank and in the scale of Rs.80000/-), in place of Rs.14300 to Rs.18300.

Thanking you

Yours faithfully,

S - Swami
(Saurabh Swami)
Secretary General

Copy to : 1) The Secretary (L & E),
Government of India,
Shram Shakti Bhavan, New Delhi.

2) The Central P.F. Commissioner,
Head Office,