

**NOTES ON FUNDAMENTAL RULES & SUPPLEMENTARY RULES**

**(FR&SR)**

Fundamental Rules (FRs) are the set of general rules by which all Government Servants whose pay is debitable to the Civil Estimates and to any other class of Government Servants too which the President of India may, by general or special order, declare them to be applicable. The different provisions of these Rules are supplemented by further elaboration through Supplementary Rules (SR). These rules had been brought into force with effect from 1<sup>st</sup> January, 1922.

2. Before going into the different segments of the FR&SR, you may be pondering over that these Rules are still continuing to apply on the existing Government servants. In this regard, you may like to know that Article 372 of the Constitution stipulates that all the laws in force in the territory of India immediately before the commencement of this Constitution shall continue in force therein until altered or repealed or amended by a competent Legislature or other competent authority. Further, Proviso to Article 309 of the Constitution of India empowers the President of India, inter alia, to make rules regulating the recruitment and the conditions of service of persons appointed.

3. Four more parts of the Fundamental Rules & Supplementary Rules (FR&SR) deal with :-

- a) Part II : Travelling Allowances
- b) Part III : CCS (Leave) Rules, 1972
- c) Part IV : Dearness Allowances
- d) Part V : House Rent Allowance & City Compensatory Allowance

4. The Fundamental Rules cover entire gamut of events/situations which occur from the day of joining to the payment of pension post retirement. A brief reflection of the topics covered by the FR&SR (Part I) is given below :-

**FR&SR (Part I)**

<b>Ch. No.</b>	<b>Content of Chapter</b>	<b>Subject covered in the chapter</b>	<b>Relevant Division in Supplementary Rules</b>	<b>Remarks</b>
I	Extent & Application	Name, date of effect, applicability, delegation of power, consultation with Finance Ministry		Appendix 3 for delegation of different powers to different authorities

II	Definitions	Terms used in these rules		These terms are covered in different sessions on particular topic
III	General Conditions of Service	Medical Examination, Whole Time Concept, Lien, Protection against appointment to lower post, subscription to Provident Fund, Pay and allowances, unauthorized absence and leave not to exceed 5 years	3	
IV, V & VI	Pay, Additions to Pay and Combination of Appointments	Pay fixation in different situations like joining Government service, appointment on higher post, promotion, reversion, suspension, Compensatory allowance, allotment of residences, Fee and Honorarium	4, 5, 6, 26, 27, 28 and 45	Appendix 4 for Fee, allotment of building/residences, sub-tenant, revision of licence fee etc.,  Appendix 7 to 9 for incentives to Hindi teaching scheme, special allowance/pay and incentives for serving in remote areas  CCS (Revised Pay) Rules, 2008 and orders issued by DOP&T and D/o Expenditure from time to time
VII	Deputation out of India	Entitlement of Government servants while on deputation out of India		Consolidated instructions in Appendix 6

VIII	Dismissal, removal and suspension	Entitlement of Government Servant during these situations		CCS (CCA) Rules, 1965 and CCS (Revised Pay) Rules, 2008
IX	Retirement	Retirement on attaining the age of superannuation, notice on completion of 50 years of age etc.		CCS (Pension) Rules, 1972
X	Leave	Entitlement of Leave in different situations along with entitlement of pay during leave	7, 8 to 21	CCS (Leave) Rules, 1972
XI	Joining Time	Entitlement of joining time of a Government servant	22 and 23	Appendix 10 CCS (Joining Time) Rules, 1979
XII	Foreign Service	Transfer to Foreign service	24 and 24-A	Appendix 1 & 2 contain orders issued on remuneration during foreign service and rate of foreign service contributions.

5. As may be seen that separate rules have been framed for different provisions of the Fundamental Rules and brought into force from different dates. Further, these rules have been elaborately discussed in different sections of the ADR monograph. The participants may like to go through those sections for the application of these rules.

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