



रक्षा लेखा नियंत्रक का कार्यालय, गुवाहाटी उदयन विहार, नारंगी, गुवाहाटी-781171
OFFICE OF THE CONTROLLER OF DEFENCE ACCOUNTS
UDAYAN VIHAR, NARANGI, GUWAHATI: 781171.
ई-मेल/e-mail: cda-guw@nic.in फैक्स/FAX: 0361-2640204 फोन/Ph: 0361-2640394, 2641142.



IMPORTANT CIRCULAR NO: 52

Dated: 25.08.2015

Subject: Public servants (Furnishing of Information and Annual Return of Assets and Liabilities and the Limits for exemption of Assets in Filling Returns) Second Amendment Rules, 2015

Reference: HQrs office letter no AN/XIII/13006/Vol-XXII dated 03.08.2015

Kindly download the subject matter from the website of CGDA or from the website of CDA Guwahati and compliance to the under mentioned provisions may be strictly adhered to. The form of declaration is enclosed as Annexure I for information, guidance, necessary action and compliance please.

The time limit as per the Gazette Notification, G.S.R. 536 (E) dated 03.07.2015 and DOPT O.M. No 11013/7/2014-Estt (A-III) dated 23.07.2015 is reproduced as under:

- A. The first Return under the Lokpal Act (as on 1st August, 2014) should be filed on or before 15th October, 2015.
- B. The next annual return under the Lokpal Act for the year ending 31st March, 2015 should be filed on or before 15th October, 2015.
- C. The annual return of subsequent years as on 31st March every year should be filed on or before 31st July of that year.

Para 04 of the ibid O.M. also stipulates that as per section 45 of Lokpal Act, if any public servants willfully or for reasons which are not justifiable, fails to (a) to declare his assets; or (b) gives misleading information in respect of such assets and is found to be in possession of assets not disclosed or in respect of which misleading information was furnished, then, such assets shall, unless otherwise proved, be presumed to belong to the public servants and shall be presumed to be assets acquired by corrupt means.

It is, as such, enjoined upon to adhere to the above provision and ensure strict compliance please.

(K.K. Das)

Asstt Controller (AN)

File No :AN/1B/MISC/3320/Vol-X

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रक्षा लेखा महानियंत्रक

Controller General of Defence Accounts

उलन बटार मार्ग, पालम, दिल्ली छावनी-110010

Ulan Batar Road, Palam, Delhi Cantt 110010

No. AN/XIII/13006/Vol-XXII

Dated 03.08.2015

To

All PCsDA/CsDA

PCAs/CFAs (Fys)

PIFAs/IFAs

(Through Website)

Subject: Public Servants (Furnishing of Information and Annual Return of Assets and Liabilities and the Limits for Exemption of Assets in Filing Returns) Second Amendment Rules, 2015.

Reference: This Hqrs letter bearing No. even dated 29.04.2015.

A copy of Gazette Notification, G.S.R 536(E) dated 03.07.2015 and DOPT O M No. 11013/7/2014-Estt(A-III) dated 23.07.2015 on the above subject are attached herewith for information, guidance, necessary action and compliance please.

2. As per ibid OM/ Notification, the time lines for filing the returns regarding assets and liability under the Lokpal Act are as follows:

- (i) The first return under the Lokpal Act (as on 1st August, 2014) should be filed on or before 15th October, 2015.
- (ii) The next annual return under the Lokpal Act for the year ending 31st March, 2015 should be filed on or before 15th October, 2015.
- (iii) The annual return of subsequent years as on 31st March every year should be filed on or before 31st July of that year.

3. All the Controller's / Performa controller's offices are requested to ensure compliance of these Rules by all officers and staff, within the revised time limit, by filing revised returns of Assets and Liabilities to the competent authority.

Please acknowledge receipt.

(V K Vijay)

C V O / Jt. CGDA

Copy to:

- | | | |
|-------------------------------|---|---------------------------------------|
| i. Admin-I Section (Local) | } | For information and necessary action. |
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Sd-----

(Brij Kishore)

Sr. AO (Admin)

F. No. 11013/7/2014-Estt.(A-III)
Government of India
Ministry of Personnel, Public Grievances & Pensions
Department of Personnel & Training
Establishment Division

North Block, New Delhi — 110001
Dated July 23rd, 2015

OFFICE MEMORANDUM

Subject: Central Civil Services (Conduct) Rules, 1964 and the Lokpal and Lokayuktas Act, 2013 - Submission of Declaration of Assets and Liabilities by the Public Servant for each year - Regarding

The undersigned is directed to refer to this Department's OM No. 11013/3/2014-Estt.(A) dated the 17th February, 2015 regarding submission of declaration of assets and liabilities by the public servants under the Central Civil services (Conduct) rules, and the Lokpal and Lokayuktas Act, 2013 and to say that as per the rule 18 (1) (i) of the Central Civil Services (Conduct) Rules, 1964, every Government servant shall on his first appointment to any service or post submit a return of his assets and liabilities, in the form prescribed by the Government, giving the full particulars of movable, immovable and valuable property and debts and other liabilities, etc.. Similarly, Government servants other than newly appointed, belonging to Group 'A' and Group 'B' are required to submit an annual return in prescribed form giving full particulars of the immovable property inherited/ owned/ acquired by him/ her or held by him/her on lease/ mortgage either in his/ her own name or in the name of any member of his/ her family or in the name of any other persons.

2. The Lokpal and Lokayuktas Act, 2013 (Lokpal Act) notified by the Government requires all public servants to declare, on first appointment and subsequently every year, a declaration of his/ her assets & liabilities. In exercise of powers conferred by sub-section (1), clause (k) and clause (l) of sub-section (2) of Section 59 read with section 44 and 45 of the Act, this Department has notified the Public Servants (Furnishing of Information and Annual Return of Assets and Liabilities and the Limits for Exemption of Assets in Filing Returns) Rules, 2014. The form for declarations is at Annexure-I. All Government servants i.e., belonging to Group A, Group B, Group C and erstwhile Group D, are now required to furnish the declaration of their assets & liabilities in the enclosed format.

3. Vide D. O. No. 407/12/2014-AVD-IV-B dated the 30th April, 2015, this Department has informed all concerned the time-lines for filing the returns regarding assets and liabilities under the Lokpal Act, which are as follows:

- (i) The first return under the Lokpal Act (as on 1st August, 2014) should be filed on or before 15th October, 2015;
- (ii) The next annual return under the Lokpal Act, for the year ending 31st March, 2015 should be filed on or before 15th October, 2015; and
- (iii) The annual returns for subsequent years as on 31st March every year should be filed on or before 31st July of that year.

Contd.....2/-

4. It is, therefore, requested that all concerned may be suitably advised to file the return within the time indicated in paragraph 3. It is relevant to state here that as per section 45 of the Lokpal Act, if any public servant wilfully or for reasons which are not justifiable, fails to (a) to declare his assets; or (b) gives misleading information in respect of such assets and is found to be in possession of assets not disclosed or in respect of which misleading information was furnished, then, such assets shall, unless otherwise proved, be presumed to belong to the public servant and shall be presumed to be assets acquired by corrupt means.


(Mukesh Chaturvedi)
Director (E)
Tel: 23093176

To

The Secretaries of All Ministries/Departments
(as per the standard list)

Copy to:

1. President's Secretariat, New Delhi.
2. Vice-President's Secretariat, New Delhi.
3. The Prime Minister's Office, New Delhi.
4. Cabinet Secretariat, New Delhi.
5. Rajya Sabha Secretariat/Lok Sabha Secretariat, New Delhi.
6. The Comptroller and Auditor General of India, New Delhi.
7. The Secretary, Union Public Service Commission, New Delhi.
8. The Secretary, Staff Selection Commission, New Delhi.
9. All attached offices under the Ministry of Personnel, Public Grievances and Pensions.
10. National Commission for Scheduled Castes, New Delhi.
11. National Commission for Scheduled Tribes, New Delhi.
12. National Commission for OBCs, New Delhi.
13. Secretary, National Council (JCM), 13, Feroze Shah Road, New Delhi.
14. CVOs of all Ministries/Departments.
15. ADG (M&C), Press Information Bureau, DoP&T
- ✓ 16. NIC, Department of Personnel & Training, North Block, New Delhi (for uploading the same on the website of this Ministry under the Head OMs & Orders → Establishment → Conduct Rules).
17. Hindi Section, DoP&T

MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS
(Department of Personnel And Training)
NOTIFICATION

New Delhi, the 3rd July, 2015

G.S.R. 536(E).—In exercise of the powers conferred by sub-section (1), clause (k) and clause (l) of sub-section (2) of section 59 read with section 44 and section 45 of the Lokpal and Lokayuktas Act, 2013 (1 of 2014), the Central Government hereby makes the following rules further to amend the Public Servants (Furnishing of Information and Annual Return of Assets and Liabilities and the Limits for Exemption of Assets in Filing Returns) Rules, 2014, namely:—

1. (1) These rules may be called the Public Servants (Furnishing of Information and Annual Return of Assets and Liabilities and the Limits for Exemption of Assets in Filing Returns) Second Amendment Rules, 2015.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Public Servants (Furnishing of Information and Annual Return of Assets and Liabilities and the Limits for Exemption of Assets in Filing Returns) Rules, 2014 in rule 3, sub-rule (2), the following proviso shall be inserted, namely:—

“Provided further that the public servants who have filed declarations, information and annual returns of property under the provisions of the rules applicable to such public servants, shall file the revised declarations, information or as the case may be, annual returns as on the 31st day of March, 2015, to the competent authority on or before the 15th day of October, 2015.”

[F. No. 407/12/2014-AVD-IV(B)]
JISHNU BARUA, Jt. Secy.

Note.— The principal rules were published in the Gazette of India, Extraordinary, vide notification number G.S.R. 501(E), dated the 14th July, 2014 and amended vide notification numbers G.S.R. 638(E), dated 8th September, 2014, G.S.R. 918(E), dated 26th December, 2014 and G.S.R. 322(E), dated 27th April, 2015.

APPENDIX-I

[Rule3(1)]

Return of Assets and Liabilities on First Appointment or as on the 1st August, 2014/31st March 20..... *
(Under Sec.44 of the Lokpal and Lokayuktas Act, 2013)

1. Name of the Public servant in full
(in block letters)
2. (a) Present public position held
(Designation, name and address
of organization)
.....
(b) Service to which belongs
(if applicable)

Declaration:

I hereby declare that the return enclosed namely, Forms I to IV are complete, true and correct to the best of my knowledge and belief, in respect of information due to be furnished by me under the provisions of section 44 of the Lokpal and Lokayuktas Act, 2013.

Date

Signature

*--In case of first appointment please indicate date of appointment.

Note 1: This return shall contain particulars of all assets and liabilities of the public servant either in his/her own name or in the name of any other person. The return should include details in respect of assets/liabilities of spouse and dependent children as provided in Section 44(2) of the Lokpal and Lokayuktas Act, 2013.

(Section 44(2): A public servant shall, within a period of thirty days from the date on which he makes and subscribes an oath or affirmation to enter upon his office, furnish to the competent authority the information relating to –

- (a) The assets of which he, his spouse and his dependent children are, jointly or severally, owners or beneficiaries;
- (b) His liabilities and that of his spouse and his dependent children.)

Note 2: If a public servant is a member of Hindu Undivided Family with co-parcenary rights in the properties of the family either as a 'Karta' or as a member, he should indicate in the return in Form No.III the value of his share in such property and where it is not possible to indicate the exact value of such share, its approximate value. Suitable explanatory notes may be added wherever necessary.

Note 3: "dependent children" means sons and daughters who have no separate means of earning and are wholly dependent on the public servant for their livelihood. (Explanation below Section 44(3) of Lokpal and Lokayuktas Act, 2013

FORM No.I

Details of Public Servant, his/her spouse and dependent children

S.No.		Name	Public Position held, if any	Whether return being filed by him/her, separately
1	Self			
2	Spouse			
3	Dependent-1			
4	Dependent-2			
5*	Dependent-3			

*-- Add more rows, if necessary.

Date _____

Signature _____

Statement of movable property on first appointment or as on 1.8.2014/31st March 20.....

(Use separate sheets for self, spouse and each dependent child)

Name of public servant/spouse/dependent child: _____

S.No.	Description	Remarks, if any
(i)*	Cash in Bank Balance	
(ii)**	Insurance (Premia paid)	
	Fixed/Recurring Deposit(s)	
	Shares/Bonds	
	Mutual Fund(s)	
	Pension Scheme/Provident Fund	
	Other investments, if any	
(iii)	Personal loans/ advance given to any person or entity including Firm, Company, Trust, etc and other receivables from debtors and the amount (exceeding two months basic pay or Rupees One lakh as the case may be)	
(iv)	Motor Vehicles (Details of Make/registration number / year of purchase and amount paid)	
(v)	Jewellery {Give details of approximate weight (plus or minus 10 gms in respect of gold and precious stones, plus or minus 100 gms in respect of silver)}	
	Gold	
	Silver	
	Precious metals and precious stones	
	Composite items	
	{Indicate approximate value}***	
(vi)	Any other assets {Give details of movable assets not covered in (i) to (v) above}	
	(a) Furniture	
	(b) Fixtures	
	(c) Antiques	
	(d) Paintings	
	(e) Electronic equipments	
	(f) Others	
	{Indicate the details of an asset, only if the total current value of any particular asset in any particular category (e.g. furniture, fixtures, electronic equipments, etc.) exceeding two months basic pay or Rs 1.00 lakhs, as the case may be}	

Date _____

Signature _____

*-- Details of deposits in the foreign Bank(s) to be given separately.

**-- Investments above Rs. 2 lakhs to be reported individually. Investments below Rs. 2 lakhs may be reported together.

***-- Value indicated in the first return need not be revised in subsequent returns as long as no new composite item had been acquired or no existing items had been disposed of, during the relevant year.

FORM No. III

Statement of immovable property on first appointment or as on the 1st August, 2014/ 31st March 20.....
(e.g. Lands, House, Shops, Other Buildings, etc.)

[Held by Public Servant, his/her spouse and dependent children]												
Sl. No.	Description of Property (Land/House/ Flat/Shop/ Industrial etc.)	Precise location (Name of District, Division, Taluk and Village in which the property is situated and also in distinctive number, etc.)	Area of land (in case of land and buildings)	Nature of land in case of landed property	Extent of interest	If not in name of public servant, state in whose name held and his/her relationship, if any to the public servant	Date of acquisition	How acquired (whether by purchase, mortgage, lease, inheritance, gift or otherwise) and name with details of person/ persons from whom acquired (address and connection of the Government servant, if any, with the person/persons concerned) (Please see Note 1 below) and cost of acquisition.	Present value of the Property (If exact value not known, approx value may be indicated)	Total annual income from the Property.	Remarks	
1	2	3	4	5	6	7	8	9	10	11	12	

Date : _____

Signature _____

Note 1: For purpose of Column 9, the term "lease" would mean a lease of immovable property from year to year or for any term exceeding one year or reserving a yearly rent. Where, however, the lease of immovable property is obtained from a person having official dealings with the Government servant, such a lease should be shown in this Column irrespective of the term of the lease, whether it is short term or long term, and the periodicity of the payment of rent.

Statement of Debts and Other Liabilities on first appointment or as on 1.8.2014/31st March 20.....

e _____

Signature _____

te 1: Individual items of loans not exceeding two months basic pay (where applicable) and Rs.1.00 lakh in other cases need not be included.

te 2: The statement should include various loans and advances (exceeding the value in Note 1) taken from banks, companies, financial institutions, Central/State Government and from individuals."