

TO BE PUBLISHED IN THE GAZETTE OF INDIA PART II, SECTION 3, SUB-SECTION (ii)

**GOVERNMENT OF INDIA
MINISTRY OF RAILWAYS
(RAILWAY BOARD)**

NOTIFICATION

RBE No. 157/2008

New Delhi, dated the 22nd October, 2008.

S.O. - In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President hereby makes the following rules further to amend the Railway Services (Pension) Rules, 1993, namely:-

1. Short title and commencement.- (1) These rules may be called the Railway Services (Pension) (Amendment) Rules, 2008.

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

2. Amendment of rule 75.- In the Railway Services (Pension) Rules, 1993, in rule 75,-

(I) in sub-rule (6), in the proviso,-

(i) in condition (b), for the words "a medical officer not below the rank of a Divisional Medical Officer", the words, "Medical Board" shall be substituted;

(ii) in condition (c), for the words, "shall produce every three years a certificate from a medical officer not below the rank of Divisional Medical Officer", the words, "shall produce, once, if the disability is permanent, and once in every five years, if the disability is temporary, a certificate from a Medical Board" shall be substituted;

(2) in sub-rule (15), after clause (ii), the following clause shall be inserted namely,-

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“(ii A) As and when the disability referred to in the proviso to sub-rule (6) manifests itself in a child which makes him/her unable to earn his/her living, the fact shall be brought to the notice of the Head of Office duly supported by a Medical Certificate from a Medical Board. After receipt of Medical Certificate, the Head of Office may indicate in Form 6 as to whether disability is permanent or temporary. As and when the claim for family pension arises, the legal guardian of the child shall make an application supported by a fresh Medical Certificate from a Medical Board that the child is still suffering from the disability.”;

- (3) after sub-rule (15), the following explanation shall be inserted, namely,-

“Explanation.- For the purposes of this sub-rule and sub-rule (6), “Medical Board” means a Medical Board consisting of a Medical Director or a Chief Medical Superintendent or Incharge of a Zonal Hospital or Division or his nominee as Chairperson and two other members, one of them at least shall be Specialist in the particular area of mental or physical disability.”.

- (4) Amendment to Form 6.- In Form 6 of the said rules, below item number 6 relating to Details of family as on, in heading, for the words, “Whether the child is physically handicapped”, the words, “Whether the child is physically or mentally handicapped or if the child is suffering from disability, whether it is permanent or temporary” shall be substituted.

(File No. F(E)III/2008/PN1/10)



MATHEW JOHN,
Secretary, Railway Board

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Note:- The Railway Services (Pension) Rules, 1993 were published in the Gazette of India, Extraordinary, vide, Notification number S.O. 930 dated the 3rd December, 1993 and subsequently amended as follows:-

S. No	Notification number	Date	Published in the Gazette of India Part II Section 3 Sub-Section (ii).	
			S.O. No.	Date of Publication
1	2	3	4	5
1	F(E)III/94/PN1/31 (Amendment)	03.02.1995	511	25.02.1995
2	E(G) 94 EM1-6	31.03.1995	1026	15.04.1995
3	F(E)III/99/PN1/38 (Modification)	23.05.2000	1554	15.07.2000
4	F(E)III/97/PN1/14 (Amendment)	24.05.2000	1553	15.07.2000
5	F(E)III/2000/PN1/23	18.10.2001	1081	30.03.2002
6	E(G) 2002 EM1/1	23.08.2002	1214(E)	04.11.2004
7	F(E)III/2003/PN1/38 (Amendment)	31.12.2003	1488(E)	30.12.2003
8	F(E)III/2004/PN1/21 (Amendment)	07.12.2004	3191	18.12.2004
9	F(E)III/2003/PN1/25	20.01.2005	399	05.02.2005
10	F(E)III/2003/PN1/1	10.03.2006	1001	19.03.2005
11	F(E)III/2003/PN1/1	30.03.2006	1306	03.04.2006
12	E(G)2007/EM1/1	19.09.2007	3005	13.10.2007