

Government of West Bengal
Department of Urban Development and Municipal Affairs
(Municipal Affairs Branch)
"NAGARAYAN", 6th Floor,
DF-8, Sector - 1, Salt Lake, Kolkata -700 064

Order

No. 98-UDMA-25011(11)/18/2020-LSG SEC-Dept. of UDMA

dated, Kolkata, the 16th day of March, 2023

Sub. Career Advancement for KMC Law Cadre under KMC legal Service

WHEREAS, the career advancement scheme for the Government employees was introduced vide No 6075-F dated 21.06.1990 of the Finance Department, Government of West Bengal and in the same line a career advancement scheme was introduced by the erstwhile Calcutta Municipal Corporation (now Kolkata Municipal Corporation) for its employees vide the DMC (P)'s Circular No. 27 of 1994-95, dated 14.06.1994 which provides that the Corporation employees in revised pay scale no. 1 to 16 will be allowed to move to their respective next higher scales on completion of 10 years of continuous & satisfactory service in their respective revised scales and their corresponding unrevised scales taken together and to move to the scale next above the first higher scale on completion of further 10 years of continuous and satisfactory service in the first higher scale and the corresponding unrevised scale taken together and movement to such higher scales will be subject to fulfillment of usual norms of promotion;

AND WHEREAS, it has been provided in the aforesaid Circular No. 27 of 1994-95, in line with No 6075-F dated 21.06.1990 of the Finance Department, Government of West Bengal that a Kolkata Municipal Corporation employee who has got normal promotion to a post in the first higher scale within 10 years of service will have to complete total service of 20 years before he gets advancement to the second higher scale with reference to the feeder post;

AND WHEREAS, it has also been provided in the aforesaid Circular No. 27 of 1994-95, in line with No 6075-F dated 21.06.1990 of the Finance Department, Government of West Bengal that where a Kolkata Municipal Corporation employee has got benefit of only one promotion or advancement to a scale similar to or above the second higher scale, he will not get any further advancement except fixation benefit under provisions of the CMC Service Regulations on completion of 20 years of service;

AND WHEREAS, the structure of pay and other conditions of service in respect of the employees of the Kolkata Municipal Corporation has been revised from time to time by this Department as per the recommendations of the Pay Commissions, the latest of which was issued vide resolution no. 1158/MA/O/C-4/1R-1/2019 dated 26.12.2019 and was further amended vide Notification No. 30/MA/O/C-4/1R-1/2019 dtd. 09.01.2020 of this Department;

AND WHEREAS, the Kolkata Municipal Corporation (KMC) has adopted vide CMFA's Circular No. 08 of 2019-20 dated 10.01.2020 the revised pay and other conditions of service in respect of the employees of the Corporation as set out in resolution no. 1158/MA/O/C-4/1R-1/2019 dated 26.12.2019 and later on amended as notification no. 30/MA/O/C-4/1R-1/2019 dtd. 09.01.2020 of this Department;

AND WHEREAS, in view of up-gradation of the pay scale of the post of Assistant Manager (Law) from pre-revised scale no. 15 to scale no. 16 w.e.f. 16.08.1996 as per order of the Hon'ble High Court, in order to distinguish the pay scale of promotion post from its feeder post, the scale of pay for the post of Deputy Chief Municipal Law Officer/ Deputy Manager (Law) has been approved by this Department vide no 124/MA/O/LSG/CC/2B-1/2019 dt. 02.07.2020 in concurrence with the Finance Department vide U.O.

Gr. P1/2020-21/0040 dt. 28.05.2020, duly implemented by the Kolkata Municipal Corporation Legal Service vide Personnel Department's Circular vide No. 45/VIII of 2021-22, dated 26.11.2021 in the following manner:

- i. *PB-4A of Rs. 15,600-42,000/- with Grade Pay of Rs. 5,640/- with minimum pay of Rs 16,930/- under WBS(ROPA) Rules, 2009 w.e.f. 01.01.2006 notionally, and*
- ii. *Corresponding Level 16A of Schedule II of WBS (ROPA) Rules, 2019 w.e.f. 01.01.2016 notionally with actual effect from 01.01.2020;*

AND WHEREAS, a new pay Level 16A has been introduced by this Department vide no. 681/UDMA-25011(11)/18/2020-LSG dated 28.06.2022 in concurrence with the Finance Department vide U.O. NO. Group P2/2021-2022/0621 dated 08.03.2022, inserting a column for Grade pay of Rs. 5,640/- in the Pay Band 4A (Rs. 15,600-42,000/-) between Grade Pay of Rs. 5,400/- and Rs. 6,600/- and one row was inserted for Level 16A between Level 16 and Level 17;

AND WHEREAS, DMC (P)'s Circular No. 27 of 1994-95, dated 14.06.1994 is made applicable for the employees of the Kolkata Municipal Corporation taking into consideration the revised scales of pay as adopted vide CMFA's Circular No. 08 of 2019-20 dated 10.01.2020;

AND WHEREAS, Group P1 of the Finance Department on 24.02.2023 has observed that *an officer entering service in KMC Law Cadre directly in Level 16 is entitled to move to Level 17 on completion of continuous and satisfactory service of 10 years under CAS and to Level 19 on completion of continuous and satisfactory service of 20 years under CAS, if he/she has not already reached such Level by way of functional promotion;*

NOW, THEREFORE, the Governor, in view of the observation of the Group P1 of the Finance Department on 24.02.2023, is pleased hereby to decide that

- i. **an officer entering service in KMC Law cadre directly in Level 16 is entitled to move to the first higher scale of Level 17 under the career advancement scheme on completion of continuous and satisfactory service of 10 years whether or not he/she reaches Level 16A by way of promotion as Deputy Chief Municipal Law Officer in the meantime.**

AND, similarly,

- ii. **such an officer entering service in KMC Law Cadre directly in Level 16 is entitled to move to Level 19, the scale next above the first higher scale of Level 17 under the career advancement scheme on completion of further 10 years of continuous and satisfactory service in the first higher scale whether or not he/she has already reached Level 17 by way of promotion as Additional Chief Municipal Law Officer in the meantime.**

By order of the Governor.

Sd/-

Principal Secretary to the Government of West Bengal

Copy forwarded for information and taking necessary action to the:

1. Municipal Commissioner, Kolkata Municipal Corporation, 5, S.N. Banerjee Road, Kolkata- 700013.
2. Principal Accountant General (A&E), West Bengal, Treasury Buildings, Kolkata-700001.
3. Special Secretary (LSG Wing), Department of UD & MA.
4. Additional Secretary (Statutory Wing), Department of UD & MA.
5. Director of Pension, Provident Fund & Group Insurance, Government of West Bengal, Purta Bhaban (2nd Floor), Salt Lake, Sector - I, Kolkata - 700091.
6. Director of Local Bodies, West Bengal, Poura Prashasan Bhaban, DD- I, Sector-I, Salt Lake, Kolkata-700064.
7. Finance Department (Group P I), Government of West Bengal, Nabanna, Howrah-711112.
8. Examiner of Local Accounts, 4, Brabourne Road, Kolkata - 700001.
9. Pay & Accounts, Kolkata- I/II/III, Kolkata.
10. Private Secretary to Hon'ble Minister-in-Charge, UD & MA Department.
11. Sr PS to Principal Secretary, UD & MA Department.
12. PA to Mayor, Kolkata Municipal Corporation.
13. Section Officer, LSG Wings, UD & MA Department.
14. Section Officer, IT & e- Gov. Cell, UD & MA Department. He is requested to upload the order in the website of the Department.
15. Guard file of LSG Wing, UD & MA Department.

SSP 16/3/23

Special Secretary to the Government of West Bengal