No. 407/12/2014-AVD-IV(B)
Bharat Sarkar/Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel and Training

.........

New Delhi, the 3rd January, 2015

Office Memorandum

Subject: Declaration of Assets and Liabilities by public servants under section 44 of the Lokpal and Lokayuktas Act, 2013 – extension of last date for filing of revised returns by public servants who have filed property returns under the existing service rules - Clarification on filing of property returns in accordance with existing service rules for different categories of public servants –Reg.

.........

The undersigned is directed to refer to this Department’s notification G.S.R. No.918(E) dated 26th December, 2014, further amending the Public Servants (Furnishing of Information and Annual Return of Assets and Liabilities and the Limits for Exemption of Assets in Filing Returns) Amendment Rules, 2014, extending the time limit for filing of revised returns by all public servants from 31st December, 2014 to 30th April, 2015 (Annexure-I).

2. In this regard, several queries are being received from various Ministries/Departments/cadre authorities, as to whether there is any need for public servants to file property returns under the relevant provisions of the existing service rules, as applicable to them, since they are now required to file information and annual returns under the provisions of the Lokpal and Lokayuktas Act, 2013.

3. The provisions relating to filing of assets and liabilities by public servants are contained in section 44 of the Lokpal and Lokayuktas Act, 2013 (Lokpal Act). Under the said section, a public servant is required to 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; and

(b) his liabilities and that of his spouse and his dependent children.

As against this, the general requirement as contained in most of the applicable Conduct Rules for government servants (AIS Conduct Rules, CCS Conduct Rules, etc.) require the public servant to submit a return, giving the full particulars regarding:

(a) the immovable property owned by him, or inherited or acquired by him or held by him on lease or mortgage, either in his own name or in the name of any member of his family or in the name of any other person;

(b) shares, debentures, postal Cumulative Time Deposits and cash including bank deposits inherited by him or similarly owned, acquired or held by him;

.........
(c) other movable property inherited by him or similarly owned, acquired or held by him; and

(d) debts and other liabilities incurred by him directly or indirectly.

Thus, it may be seen that the scope of the information to be furnished under the Lokpal Act is substantially different from that of the information required to be furnished under the applicable Conduct Rules. Further, under the Conduct Rules, public servants are generally required to submit annual property returns as on the 1st January of the year, or before 31st January of that year. The Lokpal Act [section 44(4)], on the other hand, requires the filing of annual returns as on the 31st March of the year by each public servant on or before 31st July of that year. Thus, the requirements of the Lokpal Act and the relevant Conduct Rules are different in the manner of filing information also. This being the case, the requirement of filing returns under the relevant Conduct Rules can be dispensed with only by amending such rules, both in regard to their substantial requirement and in regard to the manner of filing information, so as to bring them in harmony with the provisions of section 44 of the Lokpal and Lokayuktas Act, 2013 and the rules framed thereunder.

4. In this context, attention of various Ministries/Departments/cadre authorities is further invited to the provisions of section 56 of the Lokpal and Lokayuktas Act, 2013, which reads as under:-

"56. The provisions of this Act shall have effect notwithstanding anything inconsistent therewith contained in any enactment other than this Act or in any instrument having effect by virtue of any enactment other than this Act."

The above provisions mandate that even if there are any provisions in any existing law (which, inter alia, includes relevant Conduct Rules framed under Article 309, etc.) which are inconsistent with the provisions of the Lokpal Act, the provisions of the Lokpal Act shall have effect, notwithstanding such inconsistency. Thus, the provisions regarding filing of information/annual returns regarding assets and liabilities by public servants under section 44 of the Lokpal Act shall have effect, notwithstanding anything inconsistent therewith in the applicable Conduct Rules. In other words, the filing of information/annual return under the Lokpal Act in the manner prescribed by rules made under that Act, is a mandatory requirement, and the same cannot be dispensed with under any circumstances, except by an amendment of the Act itself.

5. Attention in this regard is also invited to section 57 of the Lokpal Act which reads as under:-

"57. The provisions of this Act shall be in addition to, and not in derogation of, any other law for the time being in force."

A combined reading of section 57, along with section 44 of the Act, would make it clear that the requirement of filing returns regarding assets and liabilities under the Lokpal Act is in addition to, and not in derogation/supersession of the requirement of filing similar returns under the existing Conduct Rules. In view of this, the requirement of filing of property returns under the existing Conduct Rules is an independent requirement under the applicable rules and the same can be dispensed with, only by amending those rules. In other words, the requirement of filing returns of assets and liabilities under the
applicable Conduct Rules has to continue, till such time as the provisions of those rules are harmonised with the relevant provisions of the Lokpal Act and the rules framed thereunder, by carrying out appropriate amendments in them.

6. Attention in this regard is also invited to the Central Government’s notification, S.O. 3272(E) dated 26th December, 2014 (Annexure-II), further amending the Lokpal & Lokayuktas (Removal of Difficulties) Order, 2014, for the purpose of extending the time limit for carrying out necessary changes in the relevant rules relating to different services from “three hundred and sixty days” to “eighteen months”, from the date on which the Act came into force, i.e., 16th January, 2014. In view of this, all Ministries / Departments/cadre authorities are required to complete the necessary exercise for harmonising the provisions of relevant Conduct Rules with the provisions of the Lokpal Act and the rules made thereunder, within this extended time of eighteen months. All Ministries/Departments and other cadre controlling authorities have been appraised about this requirement separately through D.O. letters of even number dated 8th September, 2014 and 29th December, 2014 issued by this Department. In view of this, it is incumbent upon all Ministries / Departments/cadre controlling authorities to ensure that the relevant conduct rules relating to services administered/controlled by them are brought in harmony with the provisions of the Lokpal Act and rules made thereunder within this extended time limit of eighteen months.

7. All Ministries/Departments/cadre authorities are, therefore, requested to ensure that:

(a) necessary follow-up action for harmonising the provisions of the relevant rules relating to all categories of public servants (as defined in the Act) falling under their respective jurisdiction/administrative/cadre control is completed within the revised time limit of 18 months from the date of coming into force of the Act, i.e., 16.01.2014, as now provided in the Order dated 26th December, 2014 (i.e., on or before 15th July, 2015), positively; and

(b) all public servants falling under their respective jurisdiction / administrative/cadre control, continue filing their annual property returns under the existing provisions of the applicable Conduct Rules [such as the AIS (Conduct) Rules, CCS (Conduct) Rules, etc.,] till such time as the exercise as indicated in (a) above is completed and the relevant service rules are brought in line with the provisions of the Lokpal and Lokayuktas Act, 2013 and the rules framed thereunder.

[Signature]
Joint Secretary to the Govt. of India
Tel: 23093591

To
1. All Secretaries to the Govt. of India (as per standard mailing list)
2. All Chief Secretaries of State Governments
3. All Administrators of the Union Territories
Copy for information and with a request for similar action, forwarded to:

(i) Secretary General, Lok Sabha  
(ii) Secretary General, Rajya Sabha  
(iii) Comptroller and Auditor General of India  
(iv) Secretary, Election Commission of India

Copy also to-

(1) Special Secretary & Establishment Officer, DoPT, for kind information.

(2) Joint Secretary (Estt.) with a request to take immediate necessary action for amendments/modification of CCS (Conduct) Rules, 1964 and their implementation.

(3) Director (Services) (Shri Diwaker Nath Mishra), DoPT, with a request to take immediate necessary action for amendments/modification of AIS (Conduct) Rules and their implementation.

[Signature]
Joint Secretary to the Govt. of India  
Tel. 23093591

[Date: 13/11/2015]
साक.नि. 918(व)-केंद्रीय सरकार, लोकसभा और लोकसभा अधिनियम, 2013 (2014 का 1) धारा 59 की उपधारा (2) के खंड (3) और खंड (5) के साथ पठित उपधारा (1) धारा 44 और धारा 45 द्वारा प्रदत्त वचनों का प्रयोग करते हुए लोक सेवक (सूचना और आश्विनों तथा दायित्वों की वार्षिक विवरणीय देने तथा विवरणों दाखल करने में आश्विनों की छूट के लिये सीमाएँ) नियम, 2014 का और संयोजन करने के लिये निम्नलिखित नियम बनाती है, जरूरः—

1. (1) इन नियमों का संक्षिप्त नाम लोक सेवक (सूचना और आश्विनों तथा दायित्वों की वार्षिक विवरणी देने तथा विवरणों फाइल करने में आश्विनों की छूट के लिये सीमाएँ) दूसरा शासक नियम, 2014 है।

(2) ये राज्यपाल में प्रकाशन की शरीर को प्रदत्त होगे।

2. लोक सेवक (सूचना और आश्विनों तथा दायित्वों की विवरणी देने तथा विवरणों फाइल करने में आश्विनों की छूट के लिये सीमाएँ) नियम, 2014 जिसे इसमें इसके पश्चात पूरा नियम कहा गया है) के नियम 3 के उपनियम (2) के परिसर में "31 दिसंबर, 2014 को या उसके पूर्व" शब्दों और अंकों के स्थान पर "30 अप्रैल, 2015 को या उसके पूर्व" शब्द और अंक रखे जाएँगे।
3. मूल नियमों के परिशिष्ट 2 में—

(क) प्रश्न सं. 2 के स्थान पर निम्नलिखित प्रश्न रखा जाएगा, अथवा—

"प्रश्न सं. 2

पहली नियुक्ति पर या 31 मार्च, 20.............................को यथाविधिमान जनम संपत्ति का विवरण

(त्वम्, पति या पत्नी और आशित प्रत्येक बालक के लिए पृथ्वी जीव का प्रयोग करने)

<table>
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<th>क्रम नं</th>
<th>विवरण</th>
<th>दिनशाहियाँ, नदि कोई हो।</th>
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<td>नकदी और बैंक में अविलियत :</td>
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<td>बीमा (संदेह प्रस्ताव) :</td>
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<td>नेपाल सीमा/पश्चिम नियम :</td>
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<td>किसी बाढ़ का बड़ी दर्द निकले अंतरंग रूप, कंपनी, प्रज्वलित ज्यादा को है जब दीया</td>
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<td>अंतर्गत राजस्वाधीनता नियोद्ध (एलक्ष) और ग्रामीण रूप से प्राप्त अन्य ग्रामीण और</td>
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<td>रुप में (अतिरिक्त, जो मास का मूल वैद्य बाल एक वायु धरण में दर्शिया) :</td>
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<td>(iv)&quot;</td>
<td>कोई दरमयान (निर्धारण, संदेह कोर्ट संबंध, प्रयोग करने का पूर्व और संस्कृत रूप के</td>
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| (v)       | आधुनिक (अनुसन्धान भार (सीमा भूमि रचन की बांध 10 लाख अधिक का कम |
|           | बांध की बांध 100 ग्राम अधिक या कम) |
| सीमा :   |                                           |
| कंपनी :  |                                           |
| निर्धारण : | (अनुसन्धान मूल उपपत्ति करने) |

| (vi)"    | कोई अन्य आश्रय: [उपरोक्त तैर (v) के अंतर्गत न आने वाली बांध आश्रयों के |
|          | वाणी हैं] |
|          | (v) सौंदर्य |
|          | (w) सारभकर |
|          | (v) प्रारूप क्षुद्र पर (w) प्रारूप क्षुद्र पर |
|          | (v) सौंदर्य (प्रैड) |
|          | (v) सौंदर्य (प्रैड) |
|          | (v) सौंदर्य (प्रैड) |
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|          | (v) सौंदर्य (प्रैड) |
|          | (v) सौंदर्य (प्रैड) |

तारीख........................................................
हस्ताक्षर........................................

*विद्यमान बैंक (बैंक) में जमाओं के रूप हो पृथ्वी रूप रूप लें दिया जाएगा।

**2 वार नाम के अधिक के बिना गतिविधियों के प्रयोग रूप से रिपोर्ट किए जाएंगे। 2 वार ने पृथ्वी के बिना गतिविधि एक साथ रिपोर्ट किया जा सकता है।

***पहली विवरण में उपरोक्त मूल को पश्चिम विनियोगी में पुनर्निर्देश करने की आवश्यकता नहीं है जहां उक गतिविधि के दौरान कोई नई संयुक्त सवा अविलियत नहीं की गई है या किसी विनियोगी मद्दत का निपटारा नहीं किया गया है।";
(ब) प्रस्तुत सं. IV के स्थान पर, निम्नलिखित प्रस्तुत रूप रखा जाएगा, अर्थात्:—

"प्रस्तुत सं. 4

पहली नियुक्ति पर या 31 मार्च, 20…………………की वशिविधान भूमियों और अन्य दायियों का विवरण

| क्रम सं | नाम (भारतीय पत्र पक्ष या पत्रीय या वाहित बालक) | संबंधित का गति और राम | वशिविधान की प्रकृति और रक्षा | नियुक्ति
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तारीख…………………

[प्रस्तुत सं. 407/12/2014-ए.वी.-IV (बी)]

जिसमें बिना, संबंधित सचिव

टिप्पण : मूल नियम भारत के राजप्रभाग, असाधारण में अधिकृतशा संक्षेपक स.क्र.र.ि. 501(अ), तारीख 14 जुलाई, 2014 द्वारा प्रकाशित किए गए थे और उनका भारत के राजप्रभाग, असाधारण, सारीह 8 सितंबर, 2014 में प्रकाशित अधिकृतशा सं. स.क्र.रि. 638(अ) द्वारा संजोख दिया गया था।

MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS

(Deartment of Personnel and Training)

NOTIFICATION

New Delhi, the 26th December, 2014.

G.S.R. 918(E).—In exercise of the powers conferred by sub-section (1) read with clause (k) and clause (l) of sub-section (2) of section 59, 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, 2014.

(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 (hereinafter referred to as the principal rules), in rule 3, in the proviso to sub-rule (2), for the words "on or before the 31st day of December, 2014", the words "on or before the 30th day of April, 2015" shall be substituted.
3. In the principal rules, in Appendix II, —
   (a) for Form No. II, the following Form shall be substituted, namely:—

   "FORM No. II

   Statement of movable property on first appointment or as on the 31st March, 20...

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

   Name of public servant/spouse/dependent child:

<table>
<thead>
<tr>
<th>S.No</th>
<th>Description</th>
<th>Remarks, if any</th>
</tr>
</thead>
<tbody>
<tr>
<td>(i) *</td>
<td>Cash and bank balance:</td>
<td></td>
</tr>
</tbody>
</table>
   | (ii)** | Insurance (premium 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.) exceeds 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."
(a) for Form No. IV, the following Form shall be substituted, namely:

"FORM No. IV.

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

<table>
<thead>
<tr>
<th>Sl No.</th>
<th>Debtor (Self, Spouse or dependent children)</th>
<th>Name and address of Creditor</th>
<th>Nature of debt/ liability and amount</th>
<th>Remarks</th>
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<tbody>
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</table>

Date .................................................................

Signature ........................................................

Note 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.

Note 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."

[ F. No. 407/12/2014-AVD-IV(B)]

JISHNU BARUA, Jt. Secy.

फार्मिक, लोक विकास और पेशेवर मंत्रालय
(फार्मिक और प्रशिक्षण विभाग)

आदेश

नई दिल्ली, 26 दिसंबर, 2014

का.आ. 3272(अ)—केंद्रीय सरकार ने लोकपाल और लोकायुक्त अधिनियम, 2013 (2014 का 1) (जिसे इसमें इसके पत्तानुसार उक्त अधिनियम कहा गया है) की धारा 62 की उपधारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, उस तारीख से जिसको सीलिपाल और लोकायुक्त अधिनियम, 2013 के उपधार 16 जनवरी, 2016 से एक सी अस्तित्व दिन से अवधिक अवधि के भीतर, लोकसेवकों द्वारा संगठित विक्रियाओं की शाखाओं को और आफतियों की पोषण विभागीयी है के प्राप्त होने के लिए, जिससे कि उन्हें उक्त अधिनियम के उपधारों के अनुरूप तथा वर्तमान विभाग नियमों में उपलब्ध और संशोधित कराने के प्राप्त होने के लिए 15 फरवरी, 2014 से, लोकपाल और लोकायुक्त (कठिनाइयों को हटाना) आदेश, 2014 (जिसे इसमें इसके पत्तानुसार उक्त आदेश कहा गया है) किया था ;

और केंद्रीय सरकार ने विभिन्न प्रशिक्षकों की भारत के नियंत्रक, और महाराष्ट्र परीक्षा, विश्वास, अधिकृत, लोकसेवा संचालन, राज्यसेवा संचालन, विधि और न्याय विभाग (विधि कार्य विभाग और विधियों विभाग) क्षेत्रीय सेवाएं विभाग, लोक उद्योग विभाग और राज्य सरकार के प्रभारी से लोकरत्नों द्वारा वास्तविक विक्रयों फाइल करने और आफतियों की पोषण करने से संबंधित विषय वस्तु से व्यापक करने वाले सभी विभाग नियमों के उपलब्ध और संशोधित की नियम्या प्रारंभ की ;

और उपरोक्त प्रशिक्षकों में प्राप्त टिप्पणियों और सुझावों पर केंद्रीय सरकार द्वारा विचार कर लिया गया था तथा उक्त अधिनियम के अधिक नियमों को अंतिम रूप देने की प्रक्रिया को पूरा करने में कुछ और समय लगना था और विभाग नियमों को उक्त अधिनियम और तदर्थी बनाने पर नियमों के अनुरूप कराने की प्रक्रिया में उक्त आदेश में अवधिचित्रित अवधि के परे समय लगा रहा था और इसलिए केंद्रीय सरकार ने 14 दिसम्बर, 2014 को उक्त आदेश को संशोधित करने एक सी अस्तित्व दिन के उक्त अवधि को दो सी सतार दिनों तक विस्तारित कर दिया था;
妇女と男性の比率は、国際的にも注目されている問題であり、特に開発途上国においては、女性の教育機会や就労機会の向上が求められている。このため、国際連合の目標達成については、性別差別のない社会の実現を目指すことが重要である。

一方で、地域間の対話や協力が求められている。国際的な枠組みを活用し、地域間の連携を深めることで、相互理解を深め、共同の課題への対応を可能にすることも必要である。
भाषा का उपयोग: असाधारण

अधिक भारतीय सेवाओं के सभी अधिकारियों और उनके नियंत्रणाधीन विभिन्न संगठनों और पाबंदित सेक्टर उपक्रमों में कार्य कर रहे अधिकारियों और कर्मचारियों में न केवल यह नियोजित किया जा सके कि उन्हें कर्मचारियों के लिए लोकपाल और लोकायुक्त अधिनियम, 2013 को संबंधित करणे का विविधता किया प्रयत्न करें और दहेज पीड़ित संबंधित करने की भी आवश्यकता। अनुसरण की और उसके अधीन संबंधित है जो केवल 44 के उपक्रमों को संबंधित करने की भी आवश्यकता।

और, केंद्रीय सरकार ने उक्त अधिनियम में नामांकन में अधिकारियों की दूर करने के लिए लोकपाल और लोकायुक्त अधिनियम, 2013 को संबंधित करने का विविधता किया है, और उस वंशज में उक्त अधिनियम की दूर करने के उपक्रमों को संबंधित करने की भी आवश्यकता। अनुसरण की और उसके अधीन संबंधित है। केंद्रीय सरकार द्वारा संविधान के अनुसरण 148 और 309 के अनुसार और संबंधित नियम तथा व्यावसायिक निकायों और पाबंदित सेक्टर उपक्रमों का संविधायित नियम और उनके अधीन विविधता नियमों के संस्करण उपक्रमों को संबंधित किया जा सके।

और, लोकपाल और लोकायुक्त अधिनियम, 2013 का संबंधित करने के लिए विविधता के पुरस्कार और इस संदर्भ में परिवर्तन के समय लगातार है। और इस प्रकार तीन साठ दिनों की उक्त अवधि की विनियमित कर अभाव मास की अवधि करना आवश्यक हो गया है।

अन्तः: अधि, केंद्रीय सरकार, लोकपाल और लोकायुक्त अधिनियम, 2013 (2014 का 1) द्वारा तिथि शीतकालीन के वर्षग्रस्त करने हेतु, लोकपाल और लोकायुक्त (बटलियर्स) को दूर करना) आदेश, 2014 का तथा संविधायित करने के लिए विविधता संबंधित किया है।

उक्त आदेश के पैरा 2 के पूरे पैरा (1) में, "तीन साठ दिन पर संविधिक अवधि के भीतर", शब्दों के स्थान पर, "अभाव रहे पर", शब्दों के बाद रखे जाएंगे।

[सं. 407/12/2014-प्रमुख-IV(व) I]

विश्व वर्तमान, संस्थान सचिव

दिनांक: लोकपाल और लोकायुक्त (बटलियर्स) को दूर करना) आदेश, 2014, भारत के राजपत्र, असाधारण में अभियुक्त का, आ. 409 (व) तारीख 15 फरवरी, 2014 द्वारा प्रकाशित नियम। आ. और अभियुक्त का, आ. 1940 (अ) तारीख 15 जून, 2014 द्वारा प्रकाशित आदेश तारीख 14 जून, 2014 तथा अभियुक्त का, आ. 2256(अ), तारिख 8 सितंबर, 2014 द्वारा प्रकाशित नियम। गया बात।

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

ORDER

New Delhi, the 26th December, 2014

S.O. 3272(E)— Whereas the Central Government, in exercise of the powers conferred by sub-section (1) of section 62 of the Lokpal and Lokayuktas Act, 2013 (I of 2014) (hereinafter referred to as the said Act), made the Lokpal and Lokayuktas (Removal of Difficulties) Order, 2014 (hereinafter referred to as the said Order) with effect from the 15th February, 2014 for the purpose of carrying out modifications and amendments in all existing rules regulating the filing of property returns and making of declaration of assets by public servants so as to bring them in conformity with the provisions of the said Act, within a period not exceeding one hundred and eighty days from the date on which the provisions of the Lokpal and Lokayuktas Act, 2013 came into force, i.e., the 16th January, 2014;

And whereas, the Central Government initiated the process of modifications and amendments of all existing rules dealing with the subject matter of filing of annual returns and making of declaration of assets by public servants in consultation with various authorities, such as, the Comptroller and Auditor General of India, the Election Commission,
the Lok Sabha Secretariat, the Rajya Sabha Secretariat, the Ministry of Law and Justice (Department of Legal Affairs and Legislative Department), the Department of Financial Services, the Department of Public Enterprises and the State Governments;

And whereas, the comments and suggestions received from above said authorities had been under consideration of the Central Government and the completion of the procedure of finalising the rules under the said Act was likely to take some more time and the process of harmonisation of the existing rules with the provisions of the said Act and the rules made thereunder was taking time beyond the period notified under the said Order, and, therefore, the Central Government amended the said Order on 14th July, 2014, extending the said period of one hundred and eighty days to a period of two hundred and seventy days;

And whereas, the Central Government, after consulting the Ministries/Departments, including the Department of Financial Services, the Department of Public Enterprises, the Ministry of Law and Justice and the office of the Comptroller and Auditor General of India, made 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 (hereinafter referred to as the said rules), in exercise of the powers conferred by sub-section (1) read with 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, and notified the said rules on 14th July, 2014, prescribing therein the forms in which information and annual returns are to be filed by every public servant;

And whereas, the Central Government forwarded the copies of the notification containing the said rules to all Ministries and Departments of the Central Government requesting them to take the follow-up action in terms of the said rules, and for ensuring compliance with the said rules by all officers and staff in the respective Ministries, Departments and organisations and public sector undertakings under their control;

And whereas, the Central Government also forwarded the copies of the notification containing the said rules to the Chief Secretaries of all State Governments and Union territories, requesting them to take the follow-up action in terms of the said rules requiring all officers of the All India Services working in connection with the affairs of the State Governments and the officers and staff working in various organisations and public sector undertakings under their control so as to ensure due compliance with the said rules by all of them;

And whereas, concerns and apprehensions were raised by some Ministries and Departments, Organisations and individuals about the posting of every information provided by the public servant on public domain and the complexities involved in posting such details in the prescribed formats and also about exacerbation of vulnerabilities of the public servants after filing such details, specifically of movable property and their publication on the websites of respective Ministries and Departments giving rise to the apprehension of the safety and security of the members particularly children of the public servant;

And whereas, keeping in view the genuine concerns and apprehensions aforesaid, the Central Government constituted a Committee on 28th August, 2014 to simplify the forms and the process in which public servants shall make declaration of assets and liabilities as required under the said Act and the rules made thereunder and the Committee was required to examine the forms prescribed under the said rules and suggest changes therein as may be considered necessary within a period of forty-five days;

And whereas, the exercise of reviewing the existing rules relating to various services and posts with the provisions of the said Act and the rules made thereunder, the process of completion of follow-up action by various Ministries and Departments of the Central Government and the State Governments and the exercise of simplification of forms and the process in which public servants shall make declarations of assets and liabilities, was likely to take time beyond the period of two hundred and seventy days as specified in the said Order (as amended by the Order, dated 14th July, 2014), it had become necessary to extend the said period of two hundred and seventy days and, accordingly, the Central Government amended the said Order on 8th September, 2014, extending the said period of two hundred and seventy days to a period of three hundred and sixty days for the purposes of section 44 of the said Act;

And whereas, the Committee constituted by the Central Government on 28th August, 2014 to simplify the forms and the process in which public servants shall make declaration of assets and liabilities as required under the said Act and the rules made thereunder, submitted its first Report to the Government on 1st October, 2014, wherein the Committee suggested simplification of form prescribed for submission of statement regarding movable assets and the form prescribed for submission of statement regarding debts and liabilities by public servants, under the aforesaid rules;
And whereas, the processing of necessary amendments to the aforesaid rules so as to incorporate the revised forms for filing statement regarding movable properties and the statement regarding debts and liabilities and the circulation of the revised formats, after their due notification in the Official Gazette, to all Ministries and Departments of the Central Government and the Chief Secretaries of all State Governments and Union territory administrations and the further process of follow-up action in terms of the said rules requiring all officers of the All India Services working in connection with the affairs of the State Governments and the Offices and Staff working in various Organisations and Public Sector Undertakings under their control so as to ensure due compliance with the revised rules by all of them, is a time consuming process and as such the said process cannot be completed within the limit of three hundred and sixty days as contemplated in the principal order as amended by the order dated 8th September, 2014;

And whereas, Central Government has decided to amend the Lokpal and Lokayuktas Act, 2013, to address various deficiencies noticed in the said Act and, in that context, a need has also been felt to amend the provisions of section 44 of the said Act so as to harmonise the provisions of the said section with the relevant provisions of the Representation of the People Act, 1951 and rules framed thereunder, the All India Services Act, 1951 and rules framed thereunder, the rules framed by the Central Government in pursuance of article 148 and article 309 of the Constitution and also various statutes setting up autonomous bodies and Public Sector Undertakings and the rules framed thereunder;

And whereas, the introduction of a Bill to amend the Lokpal and Lokayuktas Act, 2013, and its passing by Parliament and enforcement is also likely to take time; and hence it has become necessary to extend the said period of three hundred and sixty days to a period of eighteen months, and the Central Government has accordingly decided to extend the period to complete this process;

Now, therefore, in exercise of the powers conferred by sub-section (1) of section 62 of the Lokpal and Lokayuktas Act, 2013 (1 of 2014), the Central Government hereby makes the following amendment further to amend the Lokpal and Lokayuktas (Removal of Difficulties) Order, 2014, namely:--

In the said Order, in paragraph 2, in sub-paragraph (1), for the words “within a period not exceeding three hundred and sixty days”, the words “within a period not exceeding eighteen months” shall be substituted.

[F. No. 407/12/2014-AVD-IV(B) I]

JISHNU BARUA, Jt. Secy.