

Date 20/01/2023

An attempt has been made to understand the AIBPARK communication dated 20/01/2023 and seek clarifications for better understanding of the issues. I am sure that AIBPARC will explain and clear the air with regard to Regulation 35(1) and Regulation 56 and the demands thereof..

AIBPARC CIRCULAR DTD 20/01/2023	Clarifications/explanations needed
<p>(1) The demand of updation of Pension for a section of Retirees is unlawful as it contradicts the existing provisions of BEPR (1995). It is not a question of introduction of updation of Pension for a section of Retirees but it is an issue of implementation of the already existing Regulation 35(1) as amended in the year 2003 and thereby translate the reasons and objects of the said amendment into reality.</p> <p>But it is being denied during subsequent wage revisions. It may be appreciated that updation is not a onetime dispensation; it is rather a continual process on every wage revision.</p>	<p>AIBPARC is demanding pension revision as per Regulation 35 (1) through various communications.</p> <p><b>Anyone can explain (with an example) what will be the benefits that will accrue to pensioners (under various settlements) if updation as per 35(1) is accepted..</b></p> <p>We should be very clear what we are demanding and the outcome expected. This question remains unanswered/not explained so far.</p>
<p>(2) We have been repeatedly demanding before all concerned that any attempt to distort the provisions of the Statute (Subordinate Legislation) is tantamount to betrayal to the interest of senior citizens of the industry while also undermining the sanctity of the legislative process of the nation.</p>	
<p>(3) This is our fervent appeal to you that at the time of discussion on the issue of updation of Pension, no argument by any one of the sides should be taken into cognizance if it seeks to vary or contradict the provisions of Bank Employees Pension Regulations 35(1) as amended in 2003. It may finally be put on record that as per Regulation 56 of BEPR(1995), <b>if the Banks do have any doubt regarding interpretation of any Regulation, reference shall be had to Central Government Employees Pension rules.</b></p>	<p>Regarding Regulation 56</p> <ol style="list-style-type: none"><li>What is the doubt ?</li><li>Which clause as our Pension Regulation to be referred to ?</li><li>Which corresponding clause of Central Pension Rules to be compared /referred with with ?</li></ol> <p>Anyone explain the above three prerequisites for invoking Reg.56</p>

20st Jan 2023

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